













# Jacol's Enactments Relating to India

1877.

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**HUSBAND AND WIFE—cont.**

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Second husband of Hindú widow not liable for debts of former husband  
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Antenuptial contract, effect of, to bar right of widow to distributive share in estate of husband  
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Concurrence of husband necessary in case of certain deeds executed by wife  
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Seised in right of his wife and holding over . . . . . 6 Anne, c. 72, s. 5.  
 Insurances by. *See* INSURANCE, 3.

*See also* ADULTERY; MAINTENANCE; MARRIAGE; MARRIED WOMAN; SUCCESSION.

**HUSBANDRY.** *See* AGRICULTURAL IMPLEMENTS; CATTLE.

**HUTS.** *See* BOMBAY CITY MUNICIPALITY, 4; CALCUTTA MUNICIPALITY, 4; EMBANKMENTS;  
 MADRAS CITY MUNICIPALITY, 4; MUNICIPALITIES (M.), &c., 4.

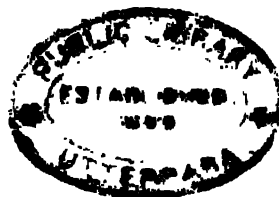
**HYPOTHECATION.**

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I.



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Ben. Act V of 1862, s. 9.

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by servants of Port Commissioners or Trustees, Ben. Act V of 1870, s. 21.

Bom. Act VI of 1879, s. 79.

Revenue officers prohibited from taking . . . . . Bom. Act V of 1879, s. 31.

Summary recovery of money taken as, on production of record of criminal conviction

(Be., N.) Ben. Reg. III of 1827, s. 5.

*See* BRIBE; GIFTS; PRESENTS; PUBLIC SERVANT, 1; REGISTRATION OF BIRTHS, &c. (Be.), 1.

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Act XLV of 1860, s. 32.	Act XI of 1874, s. 2.
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1. To British Burma.

2. To Labour Districts, Bengal.

**1. To British Burma.****(a) Officers, Depôts and Rules.**

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deemed public servants under Indian Penal Code . . . Act III of 1876, s. 52.

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**(c) Immigrants.**

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at place of employment . . . Act III of 1876, ss. 61—64, 87.

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Sentence on, cancellation of, and procedure on expiry of . . . Act III of 1876, ss. 72, 73.

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Compensation when recoverable by . . . Act III of 1876, ss. 79, 80.

Penalty for enticing away . . . Act III of 1876, s. 71.

See also **EMIGRATION**, 2.





**IMMIGRATION—cont.****2. To Labour Districts, Bengal.****(a) General Provisions and Officers.**

- Labour districts defined . . . . . Ben. Act VII of 1873, s. 3.  
 . . . . . Ben. Act II of 1878, ss. 2, 3.  
 Provisions extended to labourers previously brought to Chittagong . . . Ben. Act II of 1878, s. 4.  
 Power to make subsidiary rules regarding . . . . . Ben. Act VII of 1873, s. 4.  
 Power to prohibit . . . . . Ben. Act VII of 1873, ss. 10, 11.  
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**(b) Employers.**

- Bound to provide accommodation, food and medical attendance . . . . .  
 . . . . . Ben. Act VII of 1873, ss. 113—117.  
 Complaints against, how enquired into . . . . . Ben. Act VII of 1873, ss. 129—135.  
 Bound to give notice of desire of immigrant to complain . . . Ben. Act VII of 1873, s. 129.  
 . . . . . completion of labourer's contract . . . . . Ben. Act VII of 1873, s. 136.  
 Rate payable by, and recovery thereof . . . . . Ben. Act VII of 1873, ss. 95—97.  
*See also* INLAND LABOUR TRANSPORT FUND.  
 Returns and registers to be kept by . . . . . Ben. Act VII of 1873, ss. 100—103.  
 Penalties for offences by . . . . .  
 . . . . . Ben. Act VII of 1873, ss. 103, 105, 111, 116, 117, 120, 129, 136, 137.

**(c) Labourers.**

- Arrival of, by and to whom to be reported . . . . . Ben. Act VII of 1873, ss. 32, 81.  
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 Inspection of, by Magistrate . . . . . Ben. Act VII of 1873, s. 105.  
 Regulation of labour of . . . . . Ben. Act VII of 1873, ss. 106—109.  
 Power to declare localities unfit for residence of . . . . . Ben. Act VII of 1873, ss. 118—120.  
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 Recovery of wages due and compensation, by order of Magistrate . . . . .  
 . . . . . Ben. Act VII of 1873, ss. 134, 135.  
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**(d) Labourer's Contract.**

- To be charged upon and transferred with land of employer . . . Ben. Act VII of 1873, s. 5.  
 Valid if labourer above 16 years . . . . . Ben. Act VII of 1873, s. 6.  
 Illegality of certain . . . . . Ben. Act VII of 1873, s. 7.  
 Form, particulars, and maximum term of . . . . . Ben. Act VII of 1873, s. 15.  
 Method of execution and registration of . . . . . Ben. Act VII of 1873, ss. 57—59.  
 How suspended in case of sickness, &c. . . . . Ben. Act VII of 1873, s. 110.  
 How, on what grounds and by whose authority terminated or cancelled . . . . .  
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**IMMOVEABLE PROPERTY.****1. Definitions.****2. Contracts relating to.****3. When liable to Attachment and Sale.****Suits relating to.****1. Definitions.**

- General definition of . . . . . Act I of 1868, s. 2 (5).  
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**2. Contracts relating to.**

- Transfer of ownership of moveable property when sold with . . . . . Act IX of 1872, s. 85.  
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**IMMOVEABLE PROPERTY—cont.****2. Contracts relating to—cont.**

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**3. When liable to Attachment and Sale.**

For arrears of revenue. *See* LAND REVENUE; SALE. 2.

On absconding of accused in warrant case . . . Act X of 1872, s. 172.  
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 Attachment of, how effected in execution of decree . . . Act X of 1877, s. 274.  
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**4. Suits relating to.****(a) General.**

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*See also* DISPUTED POSSESSION; MAMLATDAR'S COURT (Bo.); REVENUE COURT (Bo.);  
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**(d) Decree.**

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 Ordering sale of, when and how executable by Collector . . . Act X of 1877, ss. 320—325C.  
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*See also* COLLECTOR.

*See also* CONVEYANCE; ENGLISH LAW; LAND; MORTGAGOR AND MORTGAGEE; REAL  
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**IMPORTATION—cont.**

- Restrictions on, of arms, ammunition and military stores . . . Act XI of 1878, s. 6.  
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*See also* ABKARI; EXCISE; INLAND CUSTOMS; RIVER CUSTOMS; SEA CUSTOMS; 3 (a), (b).  
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**IMPRESSMENT. *See* FORCED LABOUR.****IMPRISONMENT.**

1. By Civil Court. | 2. By Revenue Court. | 3. By Criminal Court.

**1. By Civil Court.****(a) *In Execution of Decree.***

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- inclusion of, in costs . . . Act IX of 1850, s. 69.

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- Grounds and effect of discharge from . . . Act IX of 1850, ss. 61, 66—68.

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Termination of, on failure of decree-holder to pay cost of clothing and bedding

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Act XXVI of 1870, s. 36.

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Term of . . . Act X of 1877, ss. 342, 359.

Judgment-debtor under, empowered to apply to be declared insolvent . . . Act X of 1877, s. 344.

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**(b) *Otherwise than in Execution of Decree.***

- Enforcement of temporary injunction by . . . Act X of 1877, s. 493.

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- Order for, appealable . . . Act X of 1877, s. 588 (29).

Act XII of 1879, s. 90.

**2. By Revenue Court.****(a) *In Execution of Decree.***

- Limit of . . . (Be. C.) Act X of 1859, s. 93.

(N.) Act XVIII of 1873, s. 163.

Ben. Act I of 1879, s. 106.

**IMPRISONMENT—cont.****2. By Revenue Court—cont.****(a) In Execution of Decrees—cont.**

- How far to extinguish debt . . . . . (Be., C.) Act X of 1859, s. 94.  
 (N.) Act XVIII of 1873, s. 164.  
 Ben. Act I of 1879, s. 107.  
 Diet money, rate and deposit of, and addition of, to costs . . . . . Act X of 1859, ss. 95—97.  
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 Ben. Act I of 1879, ss. 108—110.

**(b) Otherwise.**

- Limit of duration of, for revenue defaulter . . . . . Mad. Act II of 1864, s. 48.  
 for rent defaulter . . . . . Mad. Act VIII of 1865, s. 48.

**3. By Criminal Court.****(a) Nature of.**

- Means imprisonment of either description as defined in Indian Penal Code . . . . . Act I of 1868, s. 2 (18).  
 In enforcement of maintenance order . . . . . Act X of 1872, s. 536.  
 Act IV of 1877, s. 234.  
 For default in furnishing security for good behaviour . . . . . Act X of 1872, s. 510.  
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**(b) In default of Payment of Fine.**

- Rules regulating amount of, ordinarily . . . . . Act X of 1872, s. 309.  
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 Power of Magistrate to award in addition to full term of imprisonment . . . . . Act X of 1872, s. 20, expln.  
 Act IV of 1877, s. 11, expln.  
 No appeal against unless sentence of fine appealable . . . . . Act X of 1872, ss. 273, 274.  
 Act XI of 1874, s. 24.

**(c) Sentence of.**

- May be partly rigorous and partly simple . . . . . Act XLV of 1860, s. 60.  
 Maximum awardable generally . . . . . Act X of 1872, s. 314.  
 Act X of 1875, s. 109.  
 by Magistrate . . . . . Act X of 1872, s. 314.  
 by Presidency Magistrate . . . . . Act IV of 1877, s. 13.  
 by Assistant Sessions Judge . . . . . Act X of 1872, s. 18.  
 When not appealable . . . . . Act X of 1872, ss. 273, 274.  
 Act IV of 1877, s. 167.  
 Relative severity of, as compared with other sentences . . . . . Act X of 1872, s. 322.  
 Act X of 1875, s. 110.  
 For more than 5 years, exempts from whipping . . . . . Act VI of 1864, s. 7.  
 Reg. III of 1875, s. 6.  
 On Military offender involves forfeiture of pay . . . . . Act V of 1869, art. 154.  
 for more than three months, involves dismissal without possibility of re-admission . . . . . Act V of 1869, arts. 155, 156.  
 Disqualifies Municipal Commissioner . . . . .  
 Mad. Act V of 1878, s. 27. | Bom. Act III of 1872, s. 8.  
 Ben. Act IV of 1876, s. 23. | Bom. Act VI of 1873, s. 7 (3).  
 Ben. Act V of 1876, ss. 22, 28. | Bom. Act IV of 1878, s. 5.





**IMPRISONMENT—cont.****3. By Criminal Court—cont.****(c) Sentence of—cont.**

- Commencement of, in case of simultaneous . . . . . Act X of 1872, s. 314.  
 Act X of 1875, s. 109.  
 Act IV of 1877, s. 13.  
 on prisoner already sentenced for another offence . . . . . Act X of 1872, s. 317.  
 Act X of 1875, s. 111.  
 Act IV of 1877, s. 193.  
 Execution of, passed by Court outside Presidency Towns . . . . . Act V of 1871, ss. 16, 17.  
 Act X of 1872, ss. 302, 302A, 305.  
 Act XI of 1874, s. 32.  
 Presidency High Court in exercise of original criminal jurisdiction . . . . . Act V of 1871, s. 7.  
 Act X of 1875, ss. 103, 104.  
 Presidency Magistrate . . . . . Act V of 1871, s. 11.  
 Act IV of 1877, ss. 183, 184.  
 Execution and commencement of, when passed by Military Court . . . . . 42 & 43 Vic., c. 33, ss. 62—67.  
 Act V of 1869, arts. 140, 151—153.  
 Act X of 1872, s. 88.  
 Of European British subjects, place of . . . . .  
 In British India of offender convicted in Native State. *See* NATIVE STATE.  
 Exemptions from. *See* PROTECTION OF PUBLIC SERVANTS.  
*See also* CHITTAGONG HILL TRACTS; CIVIL JAIL; COMMUTATION OF SENTENCE;  
 COURT-MARTIAL, 3; DETENTION; ESCAPED CONVICT; INSOLVENT DEBTOR; LAND  
 REVENUE; MALVERSATION; NATIVE OFFICERS (Be.); PENAL SERVITUDE;  
 SCHEDULED DISTRICTS; SOLITARY CONFINEMENT; TRANSPORTATION.

**IMPROVEMENTS TO LAND.**

- Compensation for, Court-fee on application for determination of . . . . . Act VII of 1870, s. 6, sch. II, No. 1 (b).  
*See* DEFECTIVE TITLE; LAND, 3.

**IMPROVEMENTS TO LAND (M.).**

- Power of landholder to raise rent on account of, made by himself or Government . . . . . Mad. Act VIII of 1865, s. 11.  
 Mad. Act II of 1871, s. 1.  
 Pattas at low rates for land granted on condition of tenant making,—  
 binding on Government . . . . . Mad. Act II of 1864, s. 32.  
 successors of landholders . . . . . Mad. Act VIII of 1865, s. 11.

**IMPROVEMENTS TO LAND (Bo.).**

- Occupant subject to what conditions entitled to make . . . . . Bom. Act V of 1879, s. 65.  
 Made from private resources, no ground for enhancement or revision of assessment . . . . . Bom. Act V of 1879, ss. 106, 107.

**IMPROVEMENTS TO LAND (N., P., O.).**

- Definition of . . . . .  
 (O.) Act XIX of 1868, s. 23. | (P) Act XXVIII of 1868, s. 38.  
 (N.) Act XVIII of 1873, s. 44 expln. | Reg. IV of 1873, s. 38.  
 Compensation for, tenant's right to, on ejection, and mode of making . . . . .  
 (N.) Act XVIII of 1873, ss. 44, 45. | Reg. III of 1873, ss. 37—39.  
 (P.) Act XXVIII of 1868, ss. 37—39. | (O.) Act XIX of 1868, ss. 22—24.  
 dispute as to amount of, how disposed of . . . . .  
 (N.) Act XVIII of 1873, ss. 46, 47. | Reg. III of 1873, s. 40.  
 (P.) Act XXVIII of 1868, s. 40. | (O.) Act XIX of 1868, s. 25.  
 tender of lease for 20 years to bar right of . (P.) Act XXVIII of 1868, s. 41.  
 Reg. III of 1873, s. 41.  
 (O.) Act XIX of 1868, s. 26.

**IMPROVEMENTS TO LAND (Bu.).**

- Compensation for, temporary occupant entitled to . . . . . Act II of 1876, s. 13.  
 questions as to amount of, excluded from cognizance of Civil Court . . . . . Act II of 1876, s. 56 (e).



**IMPROVEMENTS TO LAND (Aj.).**

- Rights of landowners making, in respect of common lands of village . . . Reg. II of 1877.  
 Compensation for, title of tenant to, on ejection . . . Reg. II of 1877, s. 55.  
 Government entitled to, on restoration of State Forest Land . . . Reg. VI of 1874, s. 11.

**INAM COMMISSIONER (M.).**

- Title deed issued by, to be evidence of enfranchisement . . . Mad. Act IV of 1862, s. 2.  
 . . . Mad. Act IV of 1866, s. 2.  
 not to affect rights of occupiers of land or confer right to land . . . Mad. Act VIII of 1869, s. 1.  
 confirmation of . . . 32 & 33 Vic., c. 29.

*See also INAM LANDS.*

**INAM COMMISSIONER (Bo.).**

- Appointment, assistants, establishment, general duties, and procedure of and appeals from . . . Act XI of 1852, ss. 2, 3, sch. A.  
 To have powers of District Court for summoning witnesses, punishing contempt, &c. . . Act XI of 1852, s. 5.  
 Penalty for bribery, extortion, &c., committed by establishment of . . . Act XI of 1852, s. 6.  
 Investiture of officers with powers of . . . Bom. Act II of 1863, s. 9.  
*See also INAM LANDS (Bo.).*

**INAM LANDS.**

- Receipt for rent of, paid by cultivator, exempt from stamp duty . . . Act I of 1879, ss. 4, 5, sch. II, No. 15 (e).

*See HAZARA DISTRICT.*

**INAM LANDS (M.).**

- Confirmation of title deeds for . . . 32 & 33 Vic., c. 29.  
 Enfranchised, suit for, to be brought in Civil Court . . . Mad. Act IV of 1862, s. 1.  
 . . . Mad. Act IV of 1866, ss. 1, 3.  
 . . . Act XXIII of 1871, s. 7.  
 proof of enfranchisement of . . . Mad. Act IV of 1862, s. 2.  
 . . . Mad. Act IV of 1866, s. 2.  
 . . . Mad. Act VIII of 1869.  
 Liability of, to water cess . . . Mad. Act VII of 1865, s. 4.  
 to village cess . . . Mad. Act IV of 1864, s. 3.  
*See INAM COMMISSIONER (M.); INAMDARS (M.).*

**INAM LANDS (Bo.).**

- Rules for decision of claims to:—  
 In case of sanads made or recognised by authority of Government . . . Act XI of 1852, s. 4, sch. B, paras. 1—6.  
 . . . Bom. Act VII of 1863, ss. 20, 24, 25, 26, sch.  
 lands held for support of mosques, temples, &c. . . Act XI of 1852, s. 4, sch. B, para. 7.  
 as emoluments of hereditary office . . . Act XI of 1852, s. 4, sch. B, para. 8.  
 Not applicable to Political Jágírs Saranjáms, and lands held under treaty or on service tenures . . . Act XI of 1852, s. 4, sch. B, para. 10.  
 . . . Bom. Act II of 1863, s. 1 (2).  
 . . . Bom. Act VII of 1863, ss. 2 (2), (3).  
 Power of Government to relax . . . Act XI of 1852, s. 4, sch. B, para. 11.  
 Power to continue moiety to widows, &c., on resumption of . . . Act XI of 1852, s. 4, sch. B, para. 9.  
 Title to, when conferred by prescription . . . Act XI of 1852, s. 4, sch. B, paras. 3, 4.  
 . . . Bom. Act VII of 1863, ss. 21—26.  
 Claims to, as against Government when and where excluded from jurisdiction of Civil Courts . . . Act X of 1876, s. 4 (f). (h)—(k).  
 . . . Act XVI of 1877.  
 Assessment of payments for Watáns on . . . Bom. Act III of 1874, ss. 17, 20, 21.  
*See ALIENATED LANDS (Bo.); INAM COMMISSIONER (Bo.); JAGIRDARS.*





**INAM TITLE DEEDS.** *See* GRANT; INAM COMMISSIONER; INAM LANDS (M.).

**INAMDARS (M.).**

Recovery of land revenue from . . . . . Mad. Act II of 1864, s. 1, &c.  
Empowered to exercise powers of landholders for recovery of rent from tenants

Mad. Act VIII of 1865, ss. 1—3, &c.

*See* LANDLORD AND TENANT (M.).

**INCOME TAX.**

Court-fee on petitions of objection to, and appeal from assessment of

Act VII of 1870, s. 6, sch. II, Nos. 8, 9.

**INCUMBRANCE.**

Definition of, for purposes of Land Revenue Act . . . . . (N.) Act XIX of 1873, s. 3 (7).

(O.) Act XVII of 1876, s. 2.

Avoidance of, by sale of land for its own arrears:—

generally

Mad. Act II of 1864, ss. 32, 42.

Mad. Act VI of 1867, s. 24.

Act XI of 1859, ss. 37, 52—54.

Ben. Act VII of 1868, ss. 12—14.

Bom. Act V of 1879, ss. 56, 57.

Power to exempt from, in Oudh

Limitation of time for suit to declare, Act XV of 1877, s. 4, sch. II, No. 121.

by sale of patni taluqs for arrears . . . . . Ben. Reg. VIII of 1819, s. 11.

Ben. Act VIII of 1865, s. 16.

Ben. Act VIII of 1869, s. 66.

. . . . . but not privately or in execution of decree

Ben. Reg. VIII of 1819, s. 12.

on acquisition of land in Istimrari estates for public purposes

(Aj.) Reg. II of 1877, s. 26 (4).

sale of Chakaran land for arrears of Chaukidari rate to be free of

Ben. Act VI of 1870, s. 55.

Suspension of, pending term of annulment of settlement for arrears

(N.) Act XIX of 1873, s. 159.

(O.) Act XVII of 1876, s. 125.

Continuance of, on attachment and direct management for arrears

(N.) Act XIX of 1873, s. 155.

(O.) Act XVII of 1876, s. 125.

(Aj.) Reg. II of 1877, s. 83.

Bom. Act V of 1879, ss. 160, 163.

on sale for arrears of land other than that in respect of which arrears are due

(N.) Act XIX of 1873, s. 168, prov.

(O.) Act XVII of 1876, s. 135, prov.

To be specified in proclamation of sale in execution of decree

Act X of 1877, s. 287.

*See* LIEN.

Created by under-proprietor valid only on registration and then not against proprietor's lien for rent . . . . . (O.) Act XIX of 1868, ss. 126, 127.

**INCUMBRANCE (P.).**

Transfer of estate to, on default of owner to pay land revenue

(P.) Act XXXIII of 1871, s. 49.

(Aj.) Reg. II of 1877, ss. 86—91.

**INDEMNITY.**

1. Contract of.

2. To Government and Public Officers.

3. On lost Negotiable Instruments.

**1. Contract of.**

Nature of, and rights of promisee under . . . . . Act IX of 1872, ss. 124, 125.

By principal to surety implied in contract of guarantee . . . . . Act IX of 1872, s. 145.

Limitation of time for suit on . . . . . Act XV of 1877, s. 4, sch. II, No. 83.

Form of plaint in suit on . . . . . Act X of 1877, sch. IV, No. 69.

Bond of, stamp duty payable on . . . . . Act I of 1879, ss. 4, 5, sch. I, No. 23.

*See* MARRIED WOMAN, 2; PERSONAL REPRESENTATIVE, 4 (d); PRINCIPAL AND AGENT TRUSTEE.

**INDEMNITY—cont.****2. To Government and Public Officers.**

- To Government, for loss caused by default of Telegraph officer . . . . . Act I of 1876, s. 9.  
     for acts of Port Officers or for loss caused by defect in Government moor-  
     ings, &c. . . . . Act XII of 1875, s. 19.
- To Secretaries of State, Members of Committees of adjustment, and Paymasters  
     26 & 27 Vic., c. 57, s. 35.
- To Calcutta Port Commissioners for loss caused by defect in Government Moorings, &c.  
     Ben. Act III of 1872, s. 1.
- To Directors of Presidency Banks for acts done in discharge of duties . . . . . Act XI of 1876, s. 31.
- To officers of Government in respect of fines levied and acts done during the Mutiny of 1857  
     Act XXXIV of 1860, ss. 1, 2.
- To persons obeying orders of High Court under Indian Trustees Act, Act XXVII of 1866, s. 52.  
     *See* PROTECTION OF PUBLIC SERVANTS; SESSIONS JUDGES (Be., N.).

**3. On Lost Negotiable Instruments.**

- To drawer of lost bill . . . . . 9 Wm. 3, c. 17, s. 2.
- Decree on lost negotiable instrument to be granted only after furnishing  
     Act X of 1877, s. 61.  
     Act XII of 1879, s. 1.

**INDEPENDENT TALUQDARS.**

- Time limited for separation of estates of . . . . . Ben. Reg. I of 1801, s. 14.
- Payment of revenue to be made by, direct and not through zamindars  
     Ben. Reg. VIII of 1793, ss. 13—15.  
     Ben. Reg. XII of 1805, s. 4 (9).

*See* LAND-OWNERS; PERMANENT SETTLEMENT.

**INDIA.**

- Defined . . . . . 17 & 18 Vic., c. 77, s. 7.  
     21 & 22 Vic., c. 106, s. 1.  
     26 & 27 Vic., c. 57, s. 2.
- To be governed by, and in name of Crown . . . . . 21 & 22 Vic., c. 106, s. 1.
- See* STATEMENT.

**INDIA OFFICE.**

- Site of, vested in Crown . . . . . 27 & 28 Vic., c. 51.

**INDIAN ARMS ACT**

Act XI of 1878.

**INDIAN ARTICLES OF WAR.**

- Application of . . . . . Act V of 1869, Part I (d).
- Not affected by Army Discipline and Regulation Act . . . . . 42 & 43 Vic., c. 33, s. 172 (1).
- To be read at head of troops periodically . . . . . Act V of 1869, Part III (k).
- See* ARMY, 3.

**INDIAN CHRISTIAN MARRIAGE ACT**

Act XV of 1872.

**INDIAN COINAGE ACT**

Act XXIII of 1870.

**INDIAN COMPANIES ACT**

Act X of 1866.

**INDIAN CONTAGIOUS DISEASES ACT**

Act XIV of 1868.

**INDIAN CONTRACT ACT,**

Act IX of 1872.

**INDIAN COUNCILS. *See* JUDICIAL NOTICE.****INDIAN COUNCIL'S ACT, 1861**

24 & 25 Vic., c. 67.

**INDIAN DEBT. *See* DEBT OF INDIA.****INDIAN DIVORCE ACT.**

- Act so called . . . . . Act IV of 1869.
- Application of, to marriages between persons not belonging to certain specified religions  
     Act III of 1872, s. 17.
- Proof of marriage in proceedings under . . . . . Act I of 1872, s. 50.





INDIAN EMIGRATION ACT . . . . .	Act VII of 1871.
INDIAN EVIDENCE ACT.	
Act so called . . . . .	Act of 1872.
Not applicable, to proceeding of Court Martials . . . . .	42 & 43 Vic., c. 33, s. 124.
INDIAN FOREST ACT . . . . .	Act VII of 1878.
INDIAN LAW COMMISSIONERS.	
Commission to consider reforms proposed by . . . . .	16 & 17 Vic., c. 95, s. 28.
INDIAN LAW REPORTS ACT . . . . .	Act XVIII of 1875.
INDIAN LICENSE ACTS AMENDMENT ACT . . . . .	Act VI of 1880.
INDIAN LIMITATION ACT.	
Act so-called . . . . .	Act XV of 1877.
Modified . . . . .	Act XVII of 1875, s. 37.
Special court deemed High Court under . . . . .	Act XVII of 1875, s. 83.
Application to assess rent-free land not affected by . . . . .	Act XVIII of 1873, s. 30 (e).
	Act XIX of 1873, s. 82.
Locally modified as to easements relating to water . . . . .	Act VIII of 1873, ss. 8, 32 (f).
	Ben. Act III of 1876, s. 11.
Applied to appeals in boundary cases . . . . .	(Bu.) Act V of 1880, s. 20.
INDIAN MARINE.	
Shipment of stores, wine and spirits duty free for use of officers of . . . . .	Act VIII of 1878, s. 48.
Officers or men of, arrested for smuggling, how dealt with . . . . .	Act VIII of 1878, s. 177.
INDIAN MUSEUM.	
Trustees of, incorporation, powers and duties of . . . . .	Act XXII of 1876, ss. 3—13.
Officers and servants of, appointment of . . . . .	Act XXII of 1876, ss. 2, 8.
	to be deemed public servants . . . . .
	Act XXII of 1876, s. 14.
Collections of Asiatic Society in, to be kept distinguished . . . . .	Act XXII of 1876, s. 12.
	how to be dealt with on-determination of trust . . . . .
	Act XXII of 1867, s. 15.
Bye-Laws for management of . . . . .	Act XXII of 1876, s. 7.
INDIAN NAVY.	
Naval forces of Company to be Indian naval forces of Crown . . . . .	21 & 22 Vic., c. 106, s. 56.
INDIAN OATHS ACT . . . . .	Act X of 1873.
INDIAN PAPER CURRENCY ACT . . . . .	Act III of 1871.
INDIAN PENAL CODE.	
Act so-called . . . . .	Act XLV of 1860.
Amended . . . . .	Act XXVII of 1870.
	Act XIX of 1872.
Legislatures at Madras and Bombay not to affect, without Governor General's sanction . . . . .	24 & 25 Vic., c. 67, s. 43.
Addition of whipping to punishments provided by . . . . .	Act VI of 1864, s. 1.
Applied to offences committed previously to 1862 with saving of certain privileges, indemnities and pardons . . . . .	(P.) Act IV of 1872, s. 39.
	(Aj.) Reg. III of 1877, s. 29.
Application of, to non-military offences committed out of British India and tried by court-martial . . . . .	Act V of 1869, art. 173.
Definitions in, to apply to all Madras Acts . . . . .	Mad. Act I of 1867, s. 1.
	Indian Articles of War . . . . .
	Act V of 1869, Part I (e).
General exceptions of, need not be alleged in indictment . . . . .	Act XVIII of 1862, s. 26.
	burthen of proof of, lies on accused . . . . .
	Act XVIII of 1862, s. 26.
	applicable to offences created by local or special laws . . . . .
	Act XLV of 1860, s. 40.
	Act XXVII of 1870, s. 2.



INDIAN PENAL CODE—*cont.*

- Offences under, when triable summarily . . . . . Act X of 1872, ss. 222, 225.  
 duty of public to give information to police, of certain . . . . . Act X of 1872, s. 89.  
 . . . . . Act IV of 1877, s. 246.
- Police when authorized to arrest without warrant for . . . . . Act X of 1872, s. 2, sch. IV.  
 . . . . . Act XI of 1874, s. 1.  
 . . . . . Act IV of 1877, s. 4, sch. II.
- extradition of offenders in Native State by order of Political Agent, for what . . . . . Act XXI of 1879, sch.
- committing or threatening to commit, when amounts to coercion . . . . . Act IX of 1872, s. 15.
- Section 19, illustration (a), locally modified in the N.-W. P. . . . . Act XVIII of 1873, s. 2.
- Sections 63—70. Applied to fines imposed under any other Act unless express provision to the contrary . . . . . Act I of 1868, s. 5.  
 . . . . . Ben. Act V of 1867, s. 4.
- under Ajmer Forest Regulation . . . . . Reg. VI of 1874, s. 13.
- in Arakan Hill District . . . . . Reg. IX of 1874, s. 18.
- Sections 64, 65. Application of, to fines imposed under any law . . . . . Act X of 1872, s. 309.  
 . . . . . Act X of 1875, s. 107.  
 . . . . . Act IV of 1877, s. 12.
- Sections 121—130. Prosecutions under, by whom to be instituted . . . . . Act X of 1872, s. 465.  
 . . . . . Act X of 1875, s. 131.  
 . . . . . Act IV of 1877, s. 38.
- Section 121A. Sanction required to prosecution under . . . . . Act XXVII of 1870, s. 14.
- Conviction under Dramatic Performances Act, no bar to prosecution under . . . . . Act XIX of 1876, s. 9.
- Section 127. Prosecution under, requires no special sanction . . . . . Act X of 1872, s. 465.  
 . . . . . Act X of 1875, s. 131.  
 . . . . . Act IV of 1877, s. 38.
- Sections 161—165. Telegraph officer of private company deemed public servant within meaning of . . . . . Act I of 1876, s. 18.
- Section 168. Administrator General punishable under, for trading . . . . . Act II of 1874, s. 10.
- Sections 172—190. Sanction required to prosecutions under . . . . . Act X of 1872, s. 467.  
 . . . . . Act X of 1875, s. 133.  
 . . . . . Act IV of 1877, s. 40.
- Section 172. Attachment of property of absconding witness not to exceed amount of fine imposable under . . . . . Act X of 1872, ss. 353, 354.  
 . . . . . Act X of 1875, ss. 82, 83.  
 . . . . . Act IV of 1877, s. 137.
- Section 174. Jurors in case of local nuisances punishable under, for non-attendance . . . . . Act X of 1872, s. 524.
- Member of criminal tribe punishable under, for not appearing . . . . . Act XXVII of 1871, s. 9.
- Person disobeying citation under Native Converts Dissolution Act liable to punishment under . . . . . Act XXI of 1866, s. 11.
- Sections 174—176. Persons failing to attend and give evidence before Coroner, guilty of offence under . . . . . Act IV of 1871, s. 17.
- Sections 175, 176. Person deemed legally bound to furnish statement to Collector acquiring land within the meaning of . . . . . Act X of 1870, s. 10.
- Sections 175, 178, & 180. No sanction required to prosecutions under . . . . . Act X of 1872, s. 467.  
 . . . . . Act X of 1875, s. 133.  
 . . . . . Act IV of 1877, s. 40.
- Summary punishment for certain offences under . . . . . Act X of 1872, s. 435.  
 . . . . . Act IV of 1877, s. 205.
- Section 176. Village headmen, and watchmen and owners and occupiers of land and their agents punishable under, for failing to give information regarding movements, &c., of members of criminal tribes . . . . . Act XXVII of 1871, s. 22.  
 . . . . . Act VII of 1876, s. 2.





INDIAN PENAL CODE—*cont.*

- Section 176. Omission to give information regarding dramatic performances punishable under  
 Eunuch punishable under, for refusing to give information as to property Act XIX of 1876, s. 7.  
 Member of criminal tribe punishable under, for refusing to give information Act XXVII of 1871, s. 30.  
 Act XXVII of 1871, s. 9.
- Section 177. Master of ship giving false answer or report concerning passengers who are  
 foreigners, liable to punishment under Act III of 1864, s. 21.  
 Eunuch punishable under, for giving false information as to property Act XXVII of 1871, s. 30.  
 Member of criminal tribe punishable, for giving false information, under Act XXVII of 1871, s. 9.
- Section 178. Amendment of Act X of 1873, s. 15.
- Section 180. Witness at coroner's inquest refusing to sign deposition, guilty of offence under Act IV of 1871, s. 20.
- Section 181. Amendment of Act X of 1873, s. 15.
- Section 186. Person obstructing officer in execution of duty under Foreigners Act, liable to  
 punishment under Act III of 1864, s. 23.  
 Officer executing warrant of marine court, reckoned public servant within  
 meaning of Act IV of 1875, s. 15.
- Section 188. Parties to civil suit failing to comply with order to answer interrogatories or for  
 discovery, production or inspection of documents punishable under Act X of 1877, s. 136.  
 Disobedience of order of magistrate prohibiting local nuisance punishable under Act XII of 1879, s. 19.  
 Act X of 1872, ss. 525, 526.
- Section 193. Coroner's inquest deemed judicial proceeding within the meaning of Act IV of 1871, s. 8.  
 False statement on oath, &c., to Secretary of Government Savings Bank punish-  
 able under Act V of 1873, s. 7.  
 False oath, notice or certificate for procuring marriage punishable under Act XV of 1872, s. 66.
- Section 199. Making, &c., false declaration or certificate of marriage punishable under Act III of 1872, s. 21.
- Sections 193—196, 199, } Sanction required to prosecutions under { Act X of 1872, s. 468.  
 200, 205—211. } Act IV of 1877, s. 41.
- Section 205. False personation for purpose of prohibiting marriage punishable under Act XV of 1872, s. 67.
- Section 228. Summary punishment for offence under Act X of 1872, s. 435.  
 Sanction required to prosecutions under Act IV of 1877, s. 205.  
 Act X of 1872, s. 468.  
 Act IV of 1877, s. 41.
- Section 271. Contempt of registering officer punishable under Act III of 1877, s. 84.
- Section 271. Breach of quarantine rules punishable under Act I of 1870, s. 2.
- Section 273. Keeping or storing unwholesome food, &c., in Madras or Bombay Cities punishable  
 under Mad. Act V of 1878, s. 354.  
 Bom. Act III of 1872, s. 244.
- Section 294. Conviction under Dramatic Performances Act, no bar to prosecution under Act XIX of 1876, s. 9.
- Section 294 A. Transactions connected with horse-racing come under Act IX of 1872, s. 30.  
 Sanction required to prosecution under Act XXVII of 1870, s. 14.  
 Prosecution under, by whom to be instituted Act X of 1872, s. 465.  
 Act X of 1875, s. 131.  
 Act IV of 1877, s. 38.
- Section 363. Illegal contract for labour or emigration, punishable under Act VII of 1871, s. 71.  
 Mad. Act V of 1866, s. 16.
- Section 377. Persons committing offence under. *See* EUNUCHS.
- Section 424. Fraudulent conveyances to prevent distress for arrears of land-revenue or rent  
 punishable under Mad. Act II of 1864, s. 16.  
 Mad. Act VIII of 1865, s. 26.

**INDIAN PENAL CODE—cont.**

- Sections 426, 427. Certain offences relating to Madras Pier punishable under  
 Mad. Act V of 1863, ss. 6, 7.
- Section 447. Forcing way through gates of Madras tramway punishable under  
 Mad. Act V of 1863, s. 12.
- Plying of private ferry within two miles of public ferry punishable under  
 Ben. Act I of 1866, s. 5.
- Sections 463, 471, 475, 476. Sanction required for prosecutions under, relating to documents  
 produced in evidence . . . Act X of 1872, s. 469.  
 Act IV of 1877, s. 42.
- Section 466. Making false certificate of Pársi marriage punishable under  
 Act XV of 1865, s. 12.
- Sections 490—502. Offences under, not to be taken up without complaint  
 Act X of 1872, s. 142.  
 Act IV of 1877, s. 29.
- Section 492. Emigrants refusing to embark, after contract duly made, punishable under  
 Act VII of 1871, s. 45.  
 Act III of 1876, s. 40.  
 Mad. Act V of 1866, s. 12.
- Sections 494, 495, 497, 498. Opinion inadmissible in proof of marriage on prosecutions under  
 Act I of 1872, s. 50.
- Sections 494, 495. Married person marrying again under Act III of 1872 punishable under  
 Act III of 1872, s. 15.
- Sections 494, 495. Person married under Act III of 1872 marrying again, punishable under  
 Act III of 1872, s. 16.  
 Act XV of 1865, s. 5.
- Applicable to re-marriage of Pársis . . . Act XV of 1865, s. 5.
- Section 498. Attest for offence under. See PANJÁB FRONTIER.  
 See NATIVE STATE; WHIPPING.

INDIAN PORTS ACT . . . . . Act XII of 1875.

INDIAN RAILWAY ACT . . . . . Act IV of 1879.

**INDIAN REGISTRATION ACT.**

- Act so called . . . . . Act III of 1877.
- Amended . . . . . Act XII of 1879, ss. 104—107.

**INDIAN-RUBBER. See JUNGLE PRODUCTS.****INDIAN STAFF CORPS.**

- Officer of, liable to forfeiture of service by sentence of Court Martial  
 42 & 43 Vic., c. 33, s. 172 (4).
- INDIAN STAMP ACT . . . . . Act I of 1879.

**INDIAN SUCCESSION ACT.**

- Act so called . . . . . Act X of 1865.
- Rules of construction of wills under, not affected by general rules of construction of documents  
 Act I of 1872, s. 100.  
 Act XVI of 1875.

INDIAN TARIFF ACT . . . . . Act XVI of 1875.

INDIAN TELEGRAPH ACT . . . . . Act I of 1876.

INDIAN TREASURE TROVE ACT . . . . . Act VI of 1878.

INDIAN TRUSTEE ACT . . . . . Act XXVII of 1866.

INDIAN VOLUNTEERS ACT . . . . . Act XX of 1869.

INDIAN WEIGHTS AND MEASURES OF CAPACITY ACT . . . . . Act XXXI of 1871.

**INDICTMENT.**

- Words in, to be taken in sense of Penal Code . . . . . Act XVIII of 1862, s. 28.
- General exceptions of Penal Code and certain special exceptions need not be alleged in  
 Act XVIII of 1862, s. 26.
- Against Governor General or Members of Council . . . . . 13 Geo. III, c. 63, s. 15.
- Against Governor or Member of Council at Madras or Bombay . . . . . 37 Geo. III, c. 142, s. 10.





**INDIGO (Be., N.).**

Person making advances for cultivation of:—

Entitled to lien on crop subject to lien of landlord for rent

Ben. Reg. VI of 1823, ss. 2, 4 (2).

Act X of 1836, s. 2.

Summary suit by, to prevent evasion of agreement,—

jurisdiction of District Court in, publication of notice and decision of . . . Ben. Reg. VI of 1823, ss. 3 (1)—(6), (8), 6.

investigation of claims of third parties in

Ben. Reg. VI of 1823, s. 3 (7).

delivery of crop before decision of, on security

Ben. Reg. VI of 1823, s. 3 (9).

Act X of 1836, s. 2.

award in, to authorize removal of crop with assistance of Police if necessary . . . Ben. Reg. VI of 1823, s. 4.

if in favour of defendant, to carry compensation

Ben. Reg. VI of 1823, s. 3 (6).

Act X of 1836, s. 4.

for compensation for non-fulfilment of agreement, limit of amount awardable in . . . Ben. Reg. VI of 1823, s. 5 (1), (2).

award in, liable to be set aside by decision in regular suit

Ben. Reg. VI of 1823, s. 6.

Regular suit by, for compensation for non-fulfilment of agreement, limit of penalty awardable in, in absence of fraud or dishonesty . . . Ben. Reg. VI of 1823, s. 5 (4).

Right of suit of, against third party inducing breach of contract . . . Act X of 1836, s. 3.

Person receiving advance for cultivation of, summary settlement of account of, and release of, from engagement by District Court . . . Ben. Reg. V of 1830, s. 5.

**INDORSEE.**

Of note, action by . . . . .

3 & 4 Anne, c. 8, s. 3.

**INDUSTRIES.**

Tax on. *See* TRADE LICENSES.

**INFANT.**

Trustee for, holding over

6 Anne, c. 72, s. 5.

Power to Supreme Court, Fort William, to appoint guardians of, Charter 26th March 1774, s. 25.

Jurisdiction of Presidency High Courts as to . . . Letters patent, 28th December 1865, s. 17.

of High Court, North-Western Provinces as to

Letters patent, 17th March 1866, s. 12.

*See* LEASE, 2 ; MINOR.

**INFANTICIDE.** *See* FEMALE INFANTICIDE ; MURDER.

**INFECTIOUS DISEASE.**

Negligent or malignant act likely to cause spread of, punishment for

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- |                         |  |
|-------------------------|--|
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Property in order and disposition of insolvent vested in . . . . . 11 & 12 Vic., c. 21, s. 23.

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Fraudulent conveyances two months previous to insolvency void as against . . . . . 11 & 12 Vic., c. 21, s. 24.





**INSOLVENT DEBTORS—cont.****1. In Presidency Towns—cont.****(c) Assignees and Vesting of Property—cont.**

Government stock, &c., standing in insolvent's name, to be transferred to	11 & 12 Vic., c. 21, s. 25.
Persons holding property of insolvent, or indebted to him, to transfer and pay to	11 & 12 Vic., c. 21, s. 26.
Offices held by insolvent, how dealt with by	11 & 12 Vic., c. 21, s. 27.
Power of, to compound and submit to arbitration	11 & 12 Vic., c. 21, s. 28.
to institute and defend suits	11 & 12 Vic., c. 21, s. 29.
Powers vested in insolvent to be vested in	11 & 12 Vic., c. 21, s. 30.
To sell insolvent's estate subject to power of Court to delay or postpone the sale	11 & 12 Vic., c. 21, s. 31.
Discretionary power of immediate sale of property of insolvents entitled to annuities	11 & 12 Vic., c. 21, s. 32.
To keep accounts	11 & 12 Vic., c. 21, s. 33.
Penalty on improperly dealing with insolvent's estate	11 & 12 Vic., c. 21, s. 34.
Court's power over neglecting to pay dividend or committing breach of duty	11 & 12 Vic., c. 21, s. 45.

**(d) Protection and Discharge.**

Power to grant interim order for protection	11 & 12 Vic., c. 21, s. 13.
Court may order judgment to be entered up for amount of debts stated in schedule	11 & 12 Vic., c. 21, s. 86.
Execution on same may be issued against future assets of insolvents	11 & 12 Vic., c. 21, s. 86.
When judgment is discharged and satisfied, court may order satisfaction to be entered up,	11 & 12 Vic., c. 21, s. 87.
Court may by order of discharge protect insolvents, or discharge them from custody, or dismiss petition, or order to amend schedule, or adjourn hearing	11 & 12 Vic., c. 21, s. 47.
Power to remand insolvent to prison and order allowance for maintenance	11 & 12 Vic., c. 21, s. 47.
Discharge to extend to sums payable by insolvent at any future time	11 & 12 Vic., c. 21, s. 48.
Persons who would be creditors if money were presently due entitled to benefit of provisions of this Act	11 & 12 Vic., c. 21, s. 48.
Discharge to extend to costs incurred before insolvency	11 & 12 Vic., c. 21, s. 48.
Suits against insolvent pending at time of insolvency may be stayed so far as relate to schedule of debts	11 & 12 Vic., c. 21, s. 49.
Penalty on insolvent fraudulently concealing his effects, or destroying or falsifying books, or giving undue preference	11 & 12 Vic., c. 21, s. 50.
Insolvent fraudulently contracting certain debts not entitled to discharge	11 & 12 Vic., c. 21, s. 51.
ordered to be discharged liable to be arrested at the suit of certain creditors	11 & 12 Vic., c. 21, s. 52.
When Court may order detaining creditor to allow insolvent a sum for maintenance	11 & 12 Vic., c. 21, s. 53.
Costs of creditor opposing discharge	11 & 12 Vic., c. 21, s. 54.
Discharge of insolvent as to arrest or detainer	11 & 12 Vic., c. 21, s. 55.
Finality of order of discharge	11 & 12 Vic., c. 21, s. 56.
Revocation, &c., of order issued erroneously	11 & 12 Vic., c. 21, s. 57.
Further examination of discharged insolvent	11 & 12 Vic., c. 21, s. 58.
Penalty on insolvent refusing to appear	11 & 12 Vic., c. 21, s. 58.
Order nisi for final discharge, where estate pays one-third of debts	11 & 12 Vic., c. 21, s. 59.
on insolvent trader's application	11 & 12 Vic., c. 21, s. 60.
Stay of suits against discharged insolvent	11 & 12 Vic., c. 21, s. 61.
Act not to affect Crown debts	11 & 12 Vic., c. 21, s. 62.

**(e) Effect of Proceedings beyond India.**

Filing of petition and adjudication of insolvency to be evidence of act of bankruptcy	11 & 12 Vic., c. 21, s. 77.
Creditor may issue fiat in bankruptcy thereupon	11 & 12 Vic., c. 21, s. 78.
Such fiat not to invalidate proceedings previously had by insolvent debtors' court	11 & 12 Vic., c. 21, s. 79.



**INSOLVENT DEBTORS—cont.****1. In Presidency Towns—cont.****(e) Effect of Proceedings beyond India—cont.**

Creditors having proved under insolvency to be admitted as creditors under bankruptcy, and creditors under bankruptcy to receive dividends under insolvency

11 & 12 Vic., c. 21, s. 80.

Insolvent made bankrupt not liable to penalty for not surrendering until forty-two days after arrival in the United Kingdom

11 & 12 Vic., c. 21, s. 81.

Notices of insolvency, &c., to be inserted in presidency Gazettes and in London Gazette

11 & 12 Vic., c. 21, s. 82.

Order for discharge of insolvent not to operate as a discharge to the debts of creditor not resident within the limits of the Charter,

11 & 12 Vic., c. 21, s. 83.

Proviso as to joint creditors

11 & 12 Vic., c. 21, s. 83.

Power of court of bankruptcy in certain cases to grant certificates to insolvents

11 & 12 Vic., c. 21, s. 84.

Creditors residing out of limits may inspect proceedings transmitted from India

11 & 12 Vic., c. 21, s. 85.

**(f) Miscellaneous.**

Application of fines

11 & 12 Vic., c. 21, s. 71.

Conveyances, &c., under Insolvent Act, not to be liable to stamp duty

11 & 12 Vic., c. 21, s. 75.

Supreme Courts may make rules, and alter and amend them

11 & 12 Vic., c. 21, s. 76.

Rules transmitted for Her Majesty's approbation to be in force till fourteen days after receipt of communication of disallowance or alterations

11 & 12 Vic., c. 21, s. 91.

Rules for destruction of records of

Act III of 1879, s. 3.

**2. In Mufassal.**

Schedule of debts of, proof and frame of, and appeal to High Court as to

Act X of 1877, ss. 352, 588, 589 (17).

Act XII of 1879, ss. 90, 91.

Act XVII of 1879, ss. 28, 33.

applications for addition to or amendment of:—

powers of Court as to

Act X of 1877, s. 353.

Act XII of 1879, s. 1.

limitation of time for

Act XV of 1877, sch. II, No. 174.

orders on, appealable to High Court

Act X of 1877, ss. 588 (17), 589.

Act XII of 1879, ss. 90, 91.

Order absolving from liability, power to make

Act X of 1877, ss. 357, 358.

Act XII of 1879, s. 59.

appealable to High Court

Act X of 1877, ss. 588 (17), 589.

Act XII of 1879, ss. 90, 91.

Discharge of, power of Court to order

Act X of 1877, ss. 351, 355.

Act XII of 1879, s. 59.

effect of

Act X of 1877, ss. 341 (e), 357.

Act XII of 1879, ss. 58, 59.

Act XVII of 1879, s. 32.

Special provisions regarding Dekkhan agriculturists

Act XVII of 1879, ss. 19, 24—33.

Receiver of property of. *See* RECEIVER.

**3. In Panjab.**

Definition of

Act IV of 1872, s. 24.

Power of court to punish misconduct of,

Act IV of 1872, s. 25.

to annul fraudulent transfers by, in expectation of insolvency

Act IV of 1872, s. 26.

Discharge of, power to order, and effect of

Act IV of 1872, s. 29.

Power of Court to sell or administer estate of, and to give effect to compositions with creditors

Act IV of 1872, ss. 27, 28, 31.

**4. Miscellaneous.**

Company when deemed insolvent

Act X of 1866, ss. 102, 213 (4).





**INSOLVENT DEBTORS—cont.****4. Miscellaneous—cont.**

- Calls due from insolvent contributory . . . . . Act X of 1866, ss. 98, 100, 116 (5).  
 Fraudulent preference in course of winding up Company . . . . . Act X of 1866, s. 184.  
*See COMPOSITION DRED; INSOLVENCY; LETTER OF LICENSE; TRUSTEE.*

**INSPECTION OF DOCUMENTS.**

- Certified copy to be given to person having right to . . . . . Act I of 1872, s. 76.  
 Order by Court for, on winding up of Company . . . . . Act X of 1866, s. 172.  
 By parties to civil suit. *See DOCUMENTS, 1; NOTICE TO PRODUCE.*  
 Of orders and decrees of Sovereign in Council . . . . . 3 & 4 Wm. IV, c. 41, s. 50.

**What Documents open to Public Inspection.**

- Accounts of Administrator General . . . . . Act II of 1874, s. 43.  
 Accounts of expenses recoverable for repairing private Embankments . . . . . Act XXXII of 1855, s. 11 (2).  
 Register of members of Company . . . . . Act X of 1866, s. 31.  
 Register of charges on property of Company . . . . . Act X of 1866, s. 43.  
 District Committees register of proceedings . . . . . Ben. Act X of 1871, s. 61.  
 Proceedings, registers, &c., of Local Fund Board . . . . . Mad. Act IV of 1871, ss. 21, 52.  
 Marriage Register Book . . . . . Act XV of 1872, ss. 63, 64, 79.  
 Marriage Notice Book . . . . . Act XV of 1872, s. 40.  
 Marriage Certificate Book . . . . . Act III of 1872, s. 5.  
 Indexes of Registers of Muhammadan Marriages and Divorces . . . . . Ben. Act I of 1876, s. 15.  
 Register of Traders in Military Bazar, &c. . . . . Ben. Reg. XX of 1810, ss. 7, 9.  
 Municipal proceedings, registers, &c., by taxpayers, Mad. Act III of 1871, ss. 25, 46, 61, 71, 75.  
     Mad. Act V of 1878, ss. 76, 93, 129, 171, 391. | Bom. Act IV of 1878, ss. 4, 5.  
     Ben. Act IV of 1876, ss. 50, 63, 74, 82, 112. | Ben. Act V of 1876, ss. 45, 63, 65, 130.  
     Bom. Act III of 1872, ss. 91, 15, 78, 108. | Bom. Act VI of 1873, ss. 93—95.  
 Declarations by printers and publishers . . . . . Act XXV of 1867, ss. 6—8.  
 Registration books and indexes . . . . . Act III of 1877, s. 57.  
 Kept by Registrar of Joint Stock Companies . . . . . Act X of 1866, s. 190 (5).  
 Revenue records . . . . . (N.) Act XIX of 1873, s. 106.  
     (O.) Act XVII of 1876, s. 67. | Bom. Act V of 1879, s. 213.  
     Bom. Act II of 1876, s. 40. | Mad. Reg. XXVI of 1802, s. 2.  
     Ben. Act VII of 1868, s. 26. | Mad. Reg. XXIX of 1802, ss. 11, 12.  
 Village accounts by parties concerned . . . . . Ben. Reg. IX of 1833, s. 13.  
 Survey, settlement and village records and registers of sanads, grants of land, &c. . . . . Act III of 1877, s. 91.

**INSPECTOR.**

- Of military prisons. *See SECRETARY OF STATE FOR WAR.*

**INSPECTOR GENERAL OF JAILS.**

- Power of, to order removal of prisoners from one jail to another . . . . . Act V of 1871, s. 30.  
     Act XIV of 1878, s. 6.  
 Duty of, in regard to inspecting and reporting on reformatory schools . . . . . Act V of 1876, s. 6.  
 Is ex-officio visitor of Lunatic Asylums . . . . . Act XXXVI of 1858, s. 2.  
 May direct removal of Lunatic from one public asylum to another . . . . . Act XXXVI of 1858, s. 11.  
 Duties of, in regard to inspection of criminal lunatics confined in prison . . . . . Act X of 1872, ss. 431—433.  
     Act X of 1875, ss. 126—128.  
     Act IV of 1877, ss. 201—203.

**INSPECTOR GENERAL OF POLICE.**

- Appointment and powers of . . . . . Act XXIV of 1859, ss. 5, 7, 9, 10, 13, 14.  
     Mad. Act VIII of 1867, s. 4.  
     Act V of 1861, ss. 4, 5, 7, 12—14.  
     Ben. Act VII of 1869, s. 3.  
 Duties of, by whom performed in districts on Panjáb frontier . . . . . Reg. I of 1872, s. 12.  
 To fix number of municipal police . . . . . Act XV of 1873, s. 34.  
*See POLICE.*

**INSPECTOR GENERAL OF PRISONS.** *See* **INSPECTOR GENERAL OF JAILS; PRISONS.**

**INSPECTOR GENERAL OF REGISTRATION.** *See* **REGISTRATION OF DOCUMENTS, 1.**

**INSPECTORSHIP DEED.** *See* **COMPOSITION DEED.**

**INSTALLMENTS.**

Bond payable by, limitation of time for suit on . . . Act XV of 1877, s. 4, sch. II, Nos. 74, 75.

Receipt for, endorsed on bond, &c., exempt from stamp duty

Act I of 1879, ss. 4, 5, sch. II, No. 15 (a).

Discretion of court to order payment of money decree by :—

at time of making decree . . . Act IX of 1850, s. 56.

Act X of 1877, s. 210.

on application of judgment-debtor on what terms, Act X of 1877, s. 210.

within what time

Act XV of 1877, sch. II, No. 175.

*See also* **DEKKHAN AGRICULTURISTS, 2.**

Of revenue, how fixed

(N.) Act XIX of 1873, ss. 147, 148.

(P.) Act XXXIII of 1871, s. 42.

(O.) Act XVII of 1876, ss. 109—111.

(Aj.) Reg. II of 1877, s. 73.

Of rent, when to be deemed in arrear . . .

(N.) Act XVIII of 1873, s. 212.

(N.) Act XIX of 1873, s. 65 (e).

Act VIII of 1879, s. 7.

Of Local rates, how fixed . . .

(N.) Act III of 1878, s. 20 (a).

(P.) Act V of 1878, s. 15 (a).

(O.) Act IV of 1878, s. 15 (a).

**INSTIGATION.** *See* **ABETMENT.**

**INSTRUMENT OF TITLE TO GOODS.**

Title conveyed by seller in possession of, with consent of owner,

Act IX of 1872, s. 108, exception 1.

Pledge by person in possession of, generally valid as against owner

Act IX of 1872, s. 78.

Assignment of, by way of pledge or otherwise, how affects seller's right of stoppage of goods in transit . . . Act IX of 1872, ss. 102, 103.

**INSULT.**

To public servant in stage of judicial proceeding . . .

Act XLV of 1860, s. 228.

*See also* **CONTEMPT.**

To religion of any person, punishment of

Act XLV of 1860, ss. 295—298.

*See* **BREACH OF PEACE.**

**INSURANCE.**

1. General.

2. Fire.

3. Life.

4. Marine.

**1. General.**

Policy of, stamp on, amount of . . . Act I of 1879, ss. 4, 5, sch. I, No. 49.

by whom payable . . .

Act I of 1879, s. 29 (b).

letter of cover or engagement to issue, how far exempt from stamp duty

Act I of 1879, ss. 4, 5, sch. II, No. 14 (a).

penalty for not making out, on receipt of premium, and for issuing, not duly stamped

Act I of 1879, s. 65.

transfer of interest secured by, when chargeable with stamp duty and when exempt

Act I of 1879, ss. 4, 5, sch. I, No. 60(b), sch. II, No. 17 (c).

limitation of time for suit on . . . Act XV of 1877, s. 4, sch. II, No. 86.

for recovery of premia paid under, voidable

Act XV of 1877, s. 4, sch. II, No. 87.

forms of plaint in suits arising out of . . .

Act X of 1877, sch. IV, Nos. 49—54.

**2. Fire.**

Power of assignee of policy to sue thereon in his own name . . . Act V of 1866, s. 15.

Right of mortgagee to cause, of mortgaged property . . .

Act XXVIII of 1866, s. 17.

Damage done by fire brigade to be considered done by fire for purpose of policy of insurance

Ben. Act V of 1879, s. 19.

Bom. Act III of 1872, s. 212C.

Bom. Act IV of 1878, s. 54.

**Tax on companies.** *See* **BOMBAY CITY MUNICIPALITY, 3.**





**INSURANCE—cont.****3. Life.**

- By married woman on her own life . . . . . Act III of 1874, s. 5.  
 By husband on his own life for benefit of wife and children, effect of and appointment of trustee for . . . . . Act III of 1874, s. 6.  
*See COMPANY, 4.*

**4. Marine.**

- Power of assignee of policy to sue thereon in his own name . . . . . Act V of 1866, s. 15.  
 Penalty for not drawing full number of policies when purporting to be in sets . . . . . Act I of 1879, s. 66.

**INSURANCE COMPANY.** *See COMPANY, 4.*

**INTENTION.**

- Facts showing, when relevant in evidence . . . . . Act I of 1872, ss. 14, 15.

**INTEREST.**

- On debt, legacy, or decree of Chartered Court, effect of payment of, on Limitation . . . . . Act XV of 1877, ss. 20, 21, sch. II, No. 180.  
 Instruments reserving, not chargeable with higher stamp duty therefor . . . . . Act I of 1879, s. 23.  
 Limitation of time for suit for . . . . . Act XV of 1877, s. 4, sch. II, No. 63.  
 From what time and at what rate payable on legacy . . . . . Act X of 1865, ss. 311—314.  
 To be allowed on decree for money or for mesne profits at discretion of Court . . . . . Act XXXII of 1839, s. 1.  
 . . . . . Act X of 1877, ss. 209, 211.  
 . . . . . Act XII of 1879, s. 22.  
 Bom. Reg. V of 1827, s. 14.  
 Not payable after tender of payment . . . . . Act X of 1877, s. 222.  
 To be allowed on costs at discretion of Court . . . . . Act XXVIII of 1855, ss. 2, 3, 6.  
 Rate of, to be decreed by Courts . . . . .  
*See DEKKHAN AGRICULTURISTS, 2.*  
 Not to be decreed in excess of principal . . . . . (Aj.) Reg. III of 1877, s. 33.  
 Rate of, to be deposited under Bengal Regulations in cases of conditional sales . . . . . Act XXXIV of 1855, s. 5.  
 Mortgage with agreement that usufruct shall be allowed in lieu of, legalized . . . . . Act XXVIII of 1855, s. 4.  
 Rate of, to be allowed on purchase-money refunded on annulment of sale of estate for arrears . . . . . Act XI of 1859, ss. 32, 34, 35.  
 . . . . . Ben. Act VII of 1868, s. 2.  
 Rate of, claimable from native officers embezzling public money . . . . . Ben. Reg. III of 1794, s. 19.  
 . . . . . Ben. Reg. XXXIII of 1803, s. 6.  
 Not demandable on arrears of land-revenue . . . . . (Be.) Act XII of 1841, s. 2.  
 . . . . . (N.) Act XIX of 1873, s. 148.  
 . . . . . (O.) Act XVII of 1876, s. 111.  
 . . . . . Mad. Act II of 1864, s. 7.  
 . . . . . Mad. Act VI of 1867, s. 5.  
 Rate of, chargeable on arrears of rent . . . . . Mad. Act VIII of 1865, s. 37.  
 . . . . . (N.) Act XVIII of 1873, s. 34 (a).  
 . . . . . Ben. Act I of 1879, s. 30.  
 When, from what time and at what rate payable on compensation for land acquired for public purpose . . . . . Ben. Act VII of 1866, ss. 1, 5.  
 Not allowed on payments into Revenue Court whether in full or in part of claim . . . . . Ben. Act I of 1879, s. 85.  
 . . . . . (Be., '.) Act X of 1859, s. 75.  
 . . . . . (N.) Act XVIII of 1873, s. 147.  
*See also ANNUITY; LEGACY; MORTGAGE AND MORTGAGEE (Be., &c.); PAWNER AND PAWNEE; PAYMENT INTO COURT; TENDER OF PAYMENT; USURY.*  
 Statement against, when relevant . . . . . Act I of 1872, s. 32 (3).  
*See also ADMISSION; PUBLIC AND GENERAL INTEREST.*

**INTERESTED PARTIES.**

- How far bound by judgment as to private right claimed by one, . . . . . Act X of 1877, s. 13, expl. V.  
 Right of one to sue or defend on behalf of several, and procedure thereon, . . . . . Act X of 1877, s. 30.



**INTERESTED PARTIES—cont.**

- Right of any of, to apply to be made parties . . . . . Act X of 1877, s. 32.  
 Power to add, as respondents, in appeal . . . . . Act X of 1877, s. 559.

**INTERLOCUTORY ORDER.**

- Power of civil court to order interim sale of perishable moveables the subject of suit  
     to order detention, preservation, inspection of subject matter of suit and  
     to authorize entry and taking of samples, and making experiments  
     . . . . . Act X of 1877, s. 498.  
     . . . . . Act X of 1877, s. 499.  
     . . . . . Act X of 1877, s. 500.  
 Application for, to be after notice . . . . . Act X of 1877, s. 500.  
*See also* PAYMENT INTO COURT; SALEABLE TENURE.  
 In criminal case, not appealable . . . . . Act X of 1872, s. 286, illus. (j).

**INTERMEDIATE TENURE (N.).**

- Holder of, in permanently settled districts when entitled to hold at fixed rent and presumptive  
 proof of such right . . . . . Act XVIII of 1873.

**INTERMEDIATE REGISTER OF MUTATIONS (Be.).** *See* LAND REGISTERS (Be.); MUTATION OF NAMES (Be.).**INTERPLEADER CLAIM.** *See* RENT SUITS.**INTERPLEADER, SUIT OF.**

- When may be instituted generally . . . . . Act X of 1877, s. 470.  
 Contents and form of plaint in . . . . . Act X of 1877, s. 471 sch. IV, No. 104.  
 Payment or deposit in Court of subject matter of . . . . . Act X of 1877, s. 472.  
 Procedure at hearing of . . . . . Act X of 1877, s. 473.  
     . . . . . Act XII of 1879, s. 75.  
     . . . . . Act X of 1877, s. 474.  
 When may be instituted by agents and tenants . . . . . Act X of 1877, s. 474.  
 Stay of suit by defendant against plaintiff in, and costs of plaintiff in  
     . . . . . Act X of 1877, ss. 473, 475, 476.  
 Orders in, when appealable . . . . . Act X of 1877, s. 588 (23).  
     . . . . . Act XII of 1879, s. 90.

**INTERPRETATION.**

- Of charge to accused . . . . . Act X of 1872, s. 439.  
     . . . . . Act IV of 1877, s. 94.  
 Of evidence. *See* AGENT; EVIDENCE.

**INTERPRETER.**

- To make oath or affirmation . . . . . Act X of 1873, ss. 5, 6.  
 Official not required to make oath or affirmation . . . . . Act X of 1873, ss. 5, 16.  
 In criminal court bound to interpret truthfully . . . . . Act X of 1872, s. 422.  
     . . . . . Act X of 1875, s. 70.  
 Appointment and duties of, for Court-Martial . . . . . Act V of 1869, Arts. 102, 108, 125, 127.  
 Of legal adviser, privilege of. *See* WITNESSES, 4.

**INTERROGATORIES.****In civil suit:—**

- Power of parties to deliver to each other, and sample form of  
     . . . . . Act X of 1877, s. 121, sch. IV, No. 123.  
     any member or officer of corporation or company which is a  
     party . . . . . Act X of 1877, s. 124.  
 Manner of service and costs of . . . . . Act X of 1877, ss. 122, 123.  
 Answer of, to be by affidavit and time for filing . . . . . Act X of 1877, s. 126.  
 Refusal to answer, when justifiable and powers of Court on.  
     consequences and punishment of . . . . . Act X of 1877, s. 136.  
 Examination upon . . . . . 24 Geo. III, c. 25, s. 81.  
 As to estate of person found guilty of offences committed in India . . . . . 24 Geo. III, c. 25, s. 77.

**INTERSTACY.**

- Suit for distributive share under, cognizable by Presidency Court of Small Causes  
     . . . . . Act IX of 1850, s. 32.  
     not cognizable by Mufassal Court of Small Causes  
     . . . . . Act XI of 1865, s. 6, proviso (2).





**INTESTACY—cont.**

Suit for distributive share under limitation of time for . Act XV of 1877, s. 4, sch. II, No. 123.  
 Of officer or soldier, deposit by Secretary of State of declaration of 26 & 27 Vic., c. 57, s. 26.  
*See ADMINISTRATION; ADMINISTRATOR; ADMINISTRATOR GENERAL; SUCCESSION.*

**INTESTATE.**

Administration not required to estate of Hindú or Muhammadan in Madras and Bombay

Mad. Reg. III of 1802, s. 16 (3).

Mad. Reg. V of 1829, s. 3.

Bom. Reg. VIII of 1827, s. 1.

Muhammadan in Bengal, Ben. Reg. V of 1799, s. 3.

Unclaimed property of, when to be taken possession of by District Court

Mad. Reg. III of 1802, s. 16 (7). | Ben. Reg. V of 1799, s. 7.

Mad. Reg. V of 1829, s. 3. | Act XVII of 1875, s. 98.

Bom. Reg. II of 1827, s. 10.

cases relating to, transferable to Munsifs or Subordinate Judges subject to appeal to District Court . . . Act VI of 1871, ss. 27, 28.

Dispute between joint heirs of:—

District Court empowered to take security or to direct that estate be held under attachment by Collector in case of

Ben. Reg. V of 1799, ss. 4—6. | (C.) Act XX of 1875, s. 3, sch.

Ben. Reg. V of 1827. | (A.) Reg. III of 1877, s. 3, sch. II.

Transferable to Munsifs or Subordinate Judges subject to appeal to District Court

Act VI of 1871, ss. 27, 28.

Moveable property of, saving of provisions of Presidency Police Acts as to

Act II of 1874, s. 66.

*See BOMBAY TOWN POLICE DISTRICT, 1; CALCUTTA POLICE DISTRICT, 1; MADRAS TOWN POLICE DISTRICT, 1; MOETGAGOR AND MORTGAGEE, 5 (a); SUCCESSION.*

**INTESTATE JURISDICTION.**

Of High Courts . . . . .

24 & 25 Vic., c. 104, s. 9.

*See ADMINISTRATION*

**INTESTATE SUCCESSION.** *See SUCCESSION; TALUQDARS AND GRANTEES (O).*

**INTIMIDATION.** *See CRIMINAL INTIMIDATION; VERNACULAR BOOK; VERNACULAR NEWSPAPER.*

**INTOXICATING DRUG.**

Definition of, and exclusion of opium from . . . . . Act X of 1871, s. 3.  
 Act I of 1878.

Ben. Act VII of 1878, s. 4.

Restrictions on sale of, by cultivators of plants producing the same . . . Act X of 1871, ss. 20, 64.

Ben. Act VII of 1878, ss. 16, 62, 60.

Bom. Act V of 1878, s. 16.

Power of Chief Revenue authority to regulate cultivation, preparation, purchase, transport and store of . . . . . Act X of 1871, s. 40.

Ben. Act VII of 1878, ss. 5, 35.

Licensed vendors of, penalty on, for allowing riot, drunkenness or gaming in shops

Act X of 1871, s. 59.

Bom. Act V of 1878, s. 45 (f), (g).

Ben. Act VII of 1878, s. 67.

*See also ABKARI; ANDAMAN AND NICOBAR ISLAND; ARAKAN HILL DISTRICT; EXCISE.*

**INTOXICATING LIQUORS.**

Licensed vendors of, penalty on, for allowing riot, drunkenness or gaming in shop

Act X of 1871, s. 59.

Ben. Act VII of 1878, s. 67.

Bom. Act V of 1878, s. 45 (f), (g).

*See ANDAMAN AND NICOBAR ISLANDS; FERMENTED LIQUORS; MILITARY CANTONMENT, 6; PACHWAI; SPIRITS; TABI.*

**INTOXICATION.**

- Plea of, on criminal prosecution, effect of . . . . . Act XLV of 1860, ss. 85, 86.  
 In a public place, penalty for . . . . . Act XLV of 1860, s. 510.  
 On Railway, penalty for . . . . . Act IV of 1879, s. 36.  
*See* CONFESSION.

**INUNDATION (M.).** *See* FORCED LABOUR.**INVASION.**

- Application of revenues for repelling . . . . . 21 & 22, Vic., c. 106, s. 55.

**INVENTORY.**

- Of personal property of deceased officer or soldier, deposit of, by Secretary of State  
 26 & 27, Vic., c. 57, s. 26.

**INVENTION.** *See* PATENT.**IRRAWADDY.**

- Levy of customs duty on. *See* RIVER CUSTOMS.

**IRREGULARITIES.**

1. In Civil Proceedings. | 2. In Criminal Proceedings. | 3. Miscellaneous.

**1. In Civil Proceedings.**

- No ground for setting aside decree on appeal unless it affects the merits or jurisdiction  
 Act X of 1877, s. 578.  
 When ground of second appeal . . . . . Act X of 1877, s. 584 (c).  
 Act XII of 1879, s. 89.  
 In non-appealable order, when ground for appeal from decree . . . Act X of 1877, s. 591.  
 Material, ground for revision . . . . . Act X of 1877, s. 622.  
 Act XII of 1879, s. 92.  
 In publishing or conducting sales in execution of decree, effect of  
 Act X of 1877, ss. 298, 311, 312.

**2. In Criminal Proceedings.**

- What do not vitiate proceedings . . . . . Act X of 1872, s. 32.  
 What render proceedings void . . . . . Act X of 1872, s. 34.  
 In regard to commitment by incompetent Magistrate how validated . . Act X of 1872, s. 33.  
 Act X of 1875, s. 25.  
 In taking European vagrant before Magistrate or Justice other than the nearest, effect of  
 Act IX of 1874, s. 29.  
 Act X of 1872, s. 233.  
 As to trial with assessors instead of by jury, and *vice versa* . . . . . Act X of 1872, s. 203.  
 Act IV of 1877, s. 117.  
 As to omission to examine complainant when not fatal . . . . . Act X of 1872, s. 144.  
 Act IV of 1877, s. 31.  
 By omission to prepare or by defect in charge, when fatal  
 Act X of 1872, ss. 216, expl. I & II, 283, 297, 443, 451.  
 Act X of 1875, ss. 7, 24.  
 Act IV of 1877, s. 98.  
 In manner of recording examination of accused, effect of . . . . . Act X of 1872, s. 346.  
 As to place of enquiry or trial, how far fatal . . . . . Act X of 1872, s. 70.  
 by police not fatal . . . . . Act X of 1872, s. 114.  
 As to proceedings, at trial when and how far fatal . . . . . Act X of 1872, ss. 283, 300, 451,  
 Act IV of 1877, s. 177.  
 up to trial never fatal . . . . . Act X of 1872, ss. 283, 300.  
 Act IV of 1877, s. 178.  
 In judgment, how far fatal . . . . . Act X of 1872, s. 464.  
 Act XI of 1874, s. 41.  
 In conviction of offence under Indian Ports Act. . . . . Act XII of 1875, s. 72.  
 In proceedings for levy of fine by Presidency Magistrate . . . . . Act IV of 1877, s. 185.  
 Correction of, by higher Courts . . . . . Act X of 1872, ss. 295, 300.  
 Act XI of 1874, ss. 29-31.





**IRREGULARITIES—cont.****3. Miscellaneous.**

- As to administration of oath or affirmation, effect of . . . . . Act X of 1873, s. 13.  
 In solemnization of Christian marriage, effect and correction of . . . . . Act XV of 1872, ss. 77, 78.  
 In procedure of registering officer, not fatal . . . . . Act III of 1877, s. 87.  
     Collector in summary suit, effect of . . . . . Mad. Act VIII of 1865, s. 69.  
 In publishing or conducting sale of moveable property in execution of decree of revenue Court  
     Ben. Act I of 1879, s. 122.  
     (C. Be.) Act X of 1859, s. 104.  
     (N.) Act XVIII of 1873, s. 170.  
 In distress or sale by landholders for arrears of rent. . . . . Mad. Act VIII of 1865, ss. 17, 36.

**IRRIGATION.**

- Exemption from court-fee of application for supply of water belonging to Government, for purposes of . . . . . Act VII of 1870, s. 19, x.  
 Advances for. *See* LAND, 3.  
 Supply of water for. Orders of canal officer in respect of, when appealable to Collector  
     Ben. Act III of 1876, s. 91.  
     *See* CANAL 1.  
 Rates for water supplied for. *See* WATER RATES.  
     *See* CANAL, 1; FORCED LABOUR; IMPROVEMENTS TO LAND; MADRAS IRRIGATION AND CANAL COMPANY; WATER RATES.

**IRRIGATION (M.)**

- Cess on account of water supplied for, power to levy . . . . . Mad. Act VII of 1865, ss. 1, 4.  
     indemnity for previous levy of . . . . . Mad. Act VII of 1865, s. 3.  
     recoverable as land revenue . . . . . Mad. Act II of 1864, ss. 1, 52.  
     Mad. Act VII of 1865, s. 2.

**IRRIGATION (N., P., O., C.)**

- Effect of introduction of, on landlord's right to enhance . . . . . Act VIII of 1873, s. 43  
 Supply of water for, to sown or growing crop, claims for.—  
     cognizable by Collector or canal officer . . . . . Act VIII of 1873, s. 68.  
     not by Civil Court . . . . . Act VIII of 1873, s. 67.

**ISSUE.**

- Facts in, defined . . . . . Act I of 1872, s. 3.  
     evidence of, admissible . . . . . Act I of 1872, s. 5.  
 Nature of, and time and material for framing . . . . . Act X of 1877, ss. 146—148.  
 Power to examine witnesses, &c., before framing . . . . . Act X of 1877, s. 148.  
     to amend, add, or strike out, at any time before decree . . . . . Act X of 1877, s. 149.  
     of parties to state, by agreement in writing and of Court to pronounce judgment thereon  
     Act X of 1877, ss. 150, 151.  
 Findings on and reasons therefor to be stated in judgment . . . . . Act X of 1877, s. 204.  
 Powers of Appellate Court as to framing or resettlement of . . . . . Act X of 1877, ss. 562, 565, 566.  
 Framing of, in revenue Courts. *See* RENT SUITS.  
 Directed by Her Majesty in Council . . . . . 3 & 4 Wm. IV, c. 41, s. 8.  
     Judicial Committee . . . . . 3 & 4 Wm. IV, c. 41, ss. 10—13.

**ISTIMRĀDĀRS (Be).**

- Holding under pattā treated as dependant taluqdārs at settlement . . . . . Ben. Reg. VIII of 1793, s. 19.  
     *See* MUKARRABĪDĀRS.

**ISTIMRĀDĀRS (Aj.)**

- Defined . . . . . Reg. II of 1877, s. 20.  
 Power to invest with police powers . . . . . Reg. III of 1877, s. 31.  
 Criminal proceedings against, not to be taken in Court lower than, and only with sanction of  
     Chief Commissioner . . . . . Reg. II of 1877, s. 27.  
 Exempted from arrest under civil and revenue process except with sanction of Chief Commissioner  
     Reg. II of 1877, s. 28.  
 When empowered to appear in Civil Court by Agent . . . . . Reg. I of 1877, s. 28 (b).  
 Tenants of, presumed to be tenants-at-will . . . . . Reg. II of 1877, s. 21.



**ISTIMBARDARS (Aj.)—cont.**

- Estates of, bar to permanent or temporary alienation of . . . . . Reg. II of 1877, s. 22.  
     rules as to, and decision of questions relating to, succession to . . . . . Reg. II of 1877, ss. 23, 24.  
     claims for maintenance against, how disposed of . . . . . Reg. II of 1877, s. 25.  
     special rules regarding acquisition of land in, for public purposes . . . . . Reg. II of 1877, s. 26.  
     Decrees for money not to be executed or passed, against representative of . . . . . Reg. II of 1877, s. 29.  
     Power to apply rules to, subsequently created . . . . . Reg. II of 1877, s. 30.

**IVORY.** *See* JUNGLE PRODUCTS.

**J.****JAGANNATH.**

- Temple of, allowances and revenue-free grants for maintenance of, not to be resumed . . . . . Ben. Reg. XII of 1805, ss. 8, 30.

**JAGIRS.**

- Rules of descent of, to be declared by Government . . . . . (P.) Act IV of 1872, s. 8.  
*See* ALIENATED LANDS (Bo.); INAMS (Bo.); PANJAB FRONTIER; REVENUE-FREE LANDS.

**JAGIRDARS.** *See* ENCUMBERED ESTATES, 3, 4; LANDHOLDERS; LANDLORD AND TENANT (M.); ZAMINDARS.

**JAGIRDARS (Bo.).**

- Powers of, in respect of trial of civil suits . . . . . Bom. Reg. XIII of 1830, ss. 1, 2.  
     Decrees of, how recorded, and executed and when and to whom appealable . . . . . Bom. Reg. XIII of 1830, ss. 2—5.  
     Guardians of, may be invested with civil judicial powers . . . . . Act XV of 1840.

**JAGIRDARS (P.).**

- Former, entitled to hold land as tenant with right of occupancy . . . . . Act XXVIII of 1868, s. 5 (4).  
     Reg. III of 1873, s. 5 (4).

**JAGIRDARS (Aj.).**

- Succession to estates of. *See* CIVIL COURTS (Aj.).  
     What entitled to appear by Agent in Civil Court . . . . . Reg. I of 1877, s. 28 (b).  
     *See* ISTIMBARDARS.

**JAIL.** *See* PRISON; PRISONER.

**JAILOR.** *See* PRISON; PRISONER.

**JALSASAN.** *See* CHUTIA NAGPUR TENURES.

**JAMA.** *See* LAND-REVENUE.

**JAMAICA.**

- Emigration to, legalized . . . . . Act VII of 1871, s. 24.  
     Probable length of voyage to . . . . . Act VII of 1871, s. 83.  
     *See* MERCHANT SHIPPING, 3 (b) (ii).

**JAMSETJEE JEEJERDHOY.**

- Title of Baronetcy of, settlement of Promissory Notes and Mansion House for support of dignity of, . . . . . Act XX of 1860.  
     Security for repayment of loan by Government of India to . . . . . Act VI of 1875.

**JANGALBURI TALUQS (Be.).**

- Power to resume and assess unassessed lands in . . . . . Ben. Reg. II of 1819, s. 3 (3), &c.  
     *See also* REVENUE-FREE LANDS (Be.).





**JAPAN.** *See* FOREIGN JURISDICTION.

**JATEAS.** *See* DRAMATIC PERFORMANCES; FAIRS.

**JAUNSAH BAWAR.**

Saved from operation of general Regulations and Acts . . . . . Act XXI of 1871, s. 4.  
North-Western Provinces Rent Act extendible to . . . . . Act XVIII of 1873, s. 1, sch. II.  
Land-revenue Act extendible to . . . . . Act XIX of 1873, s. 1, sch. I.

**JENNET.** *See* MULE.

**JESSORE.** *See* JANGALHURÍ TALUQS; PATITARADÍ TALUQS.

**JETSAM.** *See* SEA CUSTOMS, I.

**JEWELS.** *See* TALUQDARS AND GRANTEES (O.); TREASURIES.

**JHANSI DIVISION.**

Included in Scheduled Districts . . . . . Act XIV of 1874, s. 1, sched. I.  
Act XV of 1874, s. 2, sched. VI.  
Excepted from operation of Bengal Civil Courts Act . . . . . Act VI of 1871, s. 1.  
Summary suits in, triable by Revenue Courts . . . . . Act XVIII of 1867, s. 3.  
Civil Courts in, grades of, and investiture of Tahsildárs and Assistant Commissioners with  
powers of . . . . . Act XVIII of 1867, s. 6—13.  
investiture of any person with powers of Deputy Commissioner and Com-  
missioner as . . . . . Act XVIII of 1867, s. 18.  
appeals from decrees and orders of, when to lie and limitation of time for  
Act XVIII of 1867, ss. 15, 20.  
Deputy Commissioner empowered to distribute business among subordinate  
Act XVIII of 1867, ss. 19, 21.  
Act XXVII of 1867.  
transfer of suits in, . . . . . Act XVIII of 1867, ss. 22, 23.  
jurisdiction of, as to suits relating to immoveable property in different districts  
or divisions . . . . . Act XVIII of 1867, ss. 24, 25.  
appellate and general control of, by High Court, N.-W. P. . . . . Act XVIII of 1867, ss. 14—17, 23.  
Extraordinary original civil jurisdiction of High Court, N.-W. P., in . . . . . Act XVIII of 1867, s. 16.

**JOINDER.**

Of parties, in civil suit, rules relating to . . . . . Act X of 1877, ss. 26—34.  
Act IX of 1850, s. 36.  
power of Court as to . . . . . Act X of 1877, s. 32.  
order as to, appealable . . . . . Act X of 1877, s. 588 (2).  
Act XII of 1879, s. 90.  
not to affect limitation . . . . . Act XV of 1877, s. 22.

*See* AGRARIAN DISPUTES; PERSONAL REPRESENTATIVE, 4; RENT SUIT.

Of causes of action. *See* CAUSE OF ACTION; RENT SUITS.

**JOINT ACT.**

Criminality of . . . . . Act XLV of 1860, ss. 34, 35, 37, 38.

**JOINT CAPTORS.** *See* PRIZE COURT.

**JOINT CONTRACTORS.**

Severally liable to perform whole contract but with right to compel contribution as against  
each other . . . . . Act IX of 1872, s. 43.  
Devolution of joint liabilities and rights of . . . . . Act IX of 1872, ss. 42, 45.  
Liability of, not affected by private arrangement that one shall be surety for other's default  
Act IX of 1872, s. 132.  
Effect of release of one of, by promisee . . . . . Act IX of 1872, s. 44.  
Offer of performance to one, effect of, as against all . . . . . Act IX of 1872, s. 38.  
Payment or acknowledgment by one of several, not to affect limitation of time for suing as  
regards the rest . . . . . Act XV of 1877, s. 21.  
Liability of co-sureties as between themselves . . . . . Act IX of 1872, ss. 146, 147.  
*See* PRINCIPAL AND SURETY.

**JOINT CREDITORS.**

Effect of disability of one, on running of period of limitation . . . Act XV of 1877, s. 8.

**JOINT DEBTORS.**

Suits by, for contribution, limitation of time for . . . Act XV of 1877, s. 4, sch. II, No. 99.

*See CONTRIBUTION.*

**JOINT DECREE-HOLDERS.**

Application for execution by one of several . . . . . Act X of 1877, s. 231.

**JOINT FAMILY PROPERTY.**

Limitation of time for suit by person excluded to enforce right to share in

Act XV of 1877, s. 4, sch. II, No. 127.

Valuation (for purposes of Court-fee) of suit to enforce right to share in

Act VII of 1870, s. 7, iv (b).

*See JOINT PROPERTY; JOINT UNDIVIDED ESTATE.*

**JOINT JUDGES. *See COURT OF SESSION; DISTRICT COURT (Bo.).*****JOINT MAGISTRATE.**

In Regulation Provinces to be Civil Servant . . . . . 24 & 25 Vic., c. 54.

*See MILITARY CANTONMENTS, 2.*

**JOINT MORTGAGEE. *See MORTGAGOR AND MORTGAGEE, 1 (a).*****JOINT OWNERS.**

Bailment by. *See BAILOR AND BAILEE.*

Rights of partners as, in respect of property of partnership . . . Act IX of 1872, s. 253 (1).

Sale by one of. *See TITLE.*

Suits by, for contribution, limitation of time for . . . Act XV of 1877, s. 4, sch. II, Nos. 99, 107.

Rights of, to recover from each other proportionate share of costs of repairs, &c., carried out by order of municipality . . . Mad. Act III of 1871, s. 121.

Of water-course. *See VILLAGE CHANNEL; WATER-COURSE.*

*See JOINT PROPRIETOR; PREEMPTION, RIGHT OF.*

**JOINT PROPERTY.**

Injunction to prevent destruction or waste of . . . . . Act I of 1877, s. 54, illus. (n).

**JOINT PROPRIETORS.**

Land how settled with . . . . . Ben. Reg. VIII of 1793, ss. 26, 27.

Right of, to continue to hold jointly or to divide estate . . . Ben. Reg. XI of 1793, ss. 3, 4.

Powers of District Court to appoint and remove managers of estates of, on application of Revenue Authorities or of individual sharer . . . Ben. Reg. V of 1812, ss. 26, 27.

*See JOINT OWNERS; JOINT UNDIVIDED ESTATE; MUTATION OF NAMES (Be.); SETTLEMENT.*

**JOINT SESSIONS JUDGE. *See COURT OF SESSION, 1 & 2.*****JOINT STOCK COMPANIES.**

Exempted from rule as to no member of registered society receiving profit on dissolution

Act XXI of 1860, s. 14.

*See COMPANY, 2.*

**JOINT TENANTS.**

Waste between . . . . . 13 Edw. 1, c. 22.

Compellable to make partitions . . . . . 31 Hen. 8, c. 1.

For life or years . . . . . 32 Hen. 8, c. 32.

Action of account between . . . . . 4 & 5 Anne, c. 3, s. 27.

**JOINT TRUSTEE. *See TRUSTEE.*****JOINT UNDIVIDED ESTATE.**

Co-sharer to have preference in bidding for, at sale in execution of decree

Act X of 1877, s. 310.

Not liable to jurisdiction of Court of Wards, unless all co-sharers are disqualified except in N.-W. P.

(O.) Act XVII of 1876, s. 161.

(P.) Act IV of 1872, s. 35.

(P.) Act XII of 1878, s. 3.

(Aj.) Reg. II of 1877, s. 102.

Ben. Act IX of 1879, ss. 7, 11.

(N.) Act XIX of 1873, s. 193.





**JOINT UNDIVIDED ESTATE—cont.**

Execution of decree for share of rent given in favour of sharer in . . . Act X of 1859, s. 108.  
Ben. Act I of 1879, s. 127.

Sharers in, not to distrain or sue for rent, except through manager of whole estate  
Ben. Act VIII of 1869, s. 68. | (N.) Act XVIII of 1873, s. 57 (c).  
(Be., C.) Act X of 1859, s. 112. | (O.) Act XIX of 1868, s. 101.

Power to make joint settlement of, or settlement with representative lambardár  
(N.) Act XIX of 1873, s. 44.  
(N.) Act VIII of 1879, s. 6.  
(O.) Act XVII of 1876, s. 27.

**Separate accounts, with sharers of:—**

opening of, application for and procedure thereon . . . Act XI of 1859, ss. 10, 11.  
Ben. Act VII of 1876, ss. 69, 70, 73.

objections to, to be referred to Civil Court . . . Act XI of 1859, s. 12.  
Ben. Act VII of 1876, ss. 71, 74.

effect of, in protecting separate shares from sale for arrears  
Act XI of 1859, ss. 13, 14.  
Ben. Act VII of 1876, s. 71.

closing of, application for and procedure thereon . . . Ben. Act VIII of 1876, s. 16.  
Ben. Act VII of 1876, ss. 72, 73.  
objections to, to be referred to Civil Court . . . Ben. Act VII of 1876, s. 74.

Partition of. *See* PARTITION OF ESTATE.

*See also* CO-SHARERS; JOINT PROPRIETORS.

**JOSHIS.** *See* HEREDITARY OFFICE.

**JOURNAL.** *See* QUEEN'S PRINTER.

**JOURNEY.**

Offence committed on, place of trial for . . . Act X of 1872, s. 67, illus. (a).  
Act IV of 1877, s. 21.

*See also* HIGH COURT, 3 (c) (i).

**JUDGE.**

Definition of, for purposes of Indian Penal Code . . . Act XLV of 1860, s. 19.  
Duty of, to decide on construction of documents . . . Act X of 1872, s. 256.

as to admissibility of evidence . . . Act X of 1875, s. 91.  
Act I of 1872, s. 136.

Presumption as to genuineness of record purporting to be signed by  
Act X of 1872, s. 256.  
Act I of 1859, s. 111.  
Act I of 1872, s. 80.  
Act VIII of 1876, s. 43.

Privilege of, as witness. *See* WITNESSES, 4.

Exemption of, from arrest. *See* ARREST, 1.

Sanction, when and of whom required to prosecution of

Act X of 1872, s. 466. | Act X of 1875, s. 132.  
Act XI of 1874, s. 42. | Act IV of 1877, s. 39.

Suit against. *See* PROTECTION OF PUBLIC SERVANTS.

Of Chartered High Court. *See* HIGH COURT, 2 (a).

Of Supreme Court. *See* SUPREME COURT.

*See also* ACTING APPOINTMENT; BANKS; CHIEF JUSTICE; HIGH COURT. 2. 3;  
JUDICIAL OFFICER; JUSTICE OF THE PEACE; MANDAMUS; POWER-OF-ATTORNEY;  
PUISNE JUDGES; SENIOR JUDGE.

**JUDGE ADVOCATE.**

To conduct proceedings of General Court Martial and to be sworn

Act V of 1869, Arts. 101, 110, 122.

**JUDGMENT.****1. Proof and Effect of.****2. Pronouncing and Record of.****1. Proof and Effect of.**

Relevancy of, which by law bars second suit or trial . . . Act I of 1872, s. 40.

When bar to second suit. *See* FOREIGN JUDGMENT; RES JUDICATA.



### 1. Proof and Effect of—*cont.*

When binding on persons not parties to the suit	Act X of 1877, s. 13, expln. VI.
Relevancy and effect of, in exercise of Probate, Matrimonial, Admiralty or Insolvency jurisdiction	Act I of 1872, s. 4.
relating to matters of a public nature	Act XVIII of 1872, s. 3.
Fraud and collusion or incompetency of Court may be proved as against, otherwise relevant	Act I of 1872, s. 42.
Suit on, limitation of time for	Act I of 1872, s. 44.
	Act XV of 1877, s. 24, sch. I, No. 122.

(a) *In Civil Courts.*

Defined	Act X of 1877, s. 2.
	Act XII of 1879, s. 2.
When, where and by whom to be pronounced	Act X of 1877, ss. 198, 199, 571.
	Act XII of 1879, s. 1.
Language, record, filing and translation of.	Act X of 1877, ss. 200, 201, 572, 573.
Manner of recording, in Chartered High Court and Chief Court	Act X of 1877, ss. 633, 638.
in certain Courts in British Burma	Act XVII of 1875, s. 91.
Date, signature and contents of	Act X of 1877, ss. 202, 204, 219, 574, 577.
Not to be altered after signature save to correct verbal errors or on review	Act X of 1877, s. 202.
Of Bench of Judges, to be in accordance with opinion of majority, and record of dissent from	Act X of 1877, ss. 575, 576.
Copy or translation of.	See COPY; FOREIGN JUDGMENT; TRANSLATION.
	See ARBITRATION; CERTIFIED COPY; COPY; COSTS; COURTS OF SMALL CAUSES.

<b>P</b>	<b>Passing of, constitutes judicial proceeding . . . . .</b>	<b>Act X of 1872, s. 4.</b>
<b>O</b>	<b>Offence how to be specified in, on conviction . . . . .</b>	<b>Act X of 1872, ss. 461, 464.</b>
<b>W</b>	<b>When and where to be pronounced generally . . . . .</b>	<b>Act X of 1872, s. 462.</b>
	on trial with Assessors . . . . .	<b>Act X of 1872, ss. 251, 261, 262.</b>
<b>F</b>	<b>Form and contents of, generally . . . . .</b>	<b>Act X of 1872, s. 464.</b>
	in trial before Presidency Magistrate . . . . .	<b>Act IV of 1877, ss. 114, 126.</b>
	in summary trial . . . . .	<b>Act X of 1872, s. 228.</b>
	by Commissioners for trial of persons accused of committing offences in India . . . . .	<b>26 Geo. III, c. 57, ss. 19, 22.</b>
<b>R</b>	<b>Reasons for not passing sentence of death, in case of offence punishable with death, to be stated in . . . . .</b>	<b>Act X of 1872 s. 287.</b>
<b>N</b>	<b>Not to be recalled or reviewed after signature . . . . .</b>	<b>Act X of 1872, s. 464.</b>
<b>T</b>	<b>To be explained to accused and copy furnished to him free of cost . . . . .</b>	<b>Act X of 1872, s. 464.</b>
		<b>Act XI of 1874, s. 41.</b>
<b>L</b>	<b>Language of record of . . . . .</b>	<b>Act X of 1872, ss. 229, 463.</b>
<b>T</b>	<b>Translation of, when to be filed . . . . .</b>	<b>Act X of 1872, s. 464.</b>
<b>I</b>	<b>Irregularity how far invalidates . . . . .</b>	<b>Act X of 1872, s. 464.</b>
<b>A</b>	<b>Appeal from. See APPEAL, 2.</b>	

In summary revenue suit, language and contents of . . .	Mad. Act VIII of 1865, s. 68.
In rent-suits, language, contents and mode of delivering . . .	Ben. Act VI of 1862, s. 15.
	Ben. Act I of 1879, s. 89.

*See also* RENT SUITS; REVENUE COURT; REVENUE OFFICERS.

Attachment of, how effected in execution of decree . . . . . Act X of 1877, s. 273.

Definition of	Act X of 1877, s. 2.
Committed to prison, liability of decree-holder for expenses of clothing and bedding supplied to	Act XXVI of 1870, s. 36.
	Bom. Act II of 1874, s. 14 (2).

*See* IMPRISONMENT, I (a); INSOLVENT DEBTOR.





**JUDICIAL ACTS.**

Presumption as to regularity of . . . . . Act I of 1872, s. 114, illus. (e).

**JUDICIAL COMMISSIONER.**

Powers of, as to appointment, &c., of guardians of European British minors  
Act XIII of 1874, s. 2.

**JUDICIAL COMMISSIONER (O.).**

Appointment, suspension and removal of . . . . . Act XIII of 1879, ss. 6, 28.  
Additional, when and by whom to be appointed . . . . . Act XIII of 1879, s. 23.  
Civil Appellate jurisdiction of . . . . . Act XIII of 1879, ss. 20, 21, 26.  
Jurisdiction of, as to appeals in rent-suits . . . . . Act XIX of 1868, ss. 84, 93.  
Act XXXII of 1871, s. 40.  
under Divorce Act . . . . . Act XIII of 1879, s. 27.  
Power of, to recommend appointment of, and control distribution of work to, Additional Judges  
Act XIII of 1879, s. 7.  
to control District Judges . . . . . Act XIII of 1879, ss. 10, 19, 25, 33, 34.  
to fix vacations of Civil Courts . . . . . Act XIII of 1879, s. 38.  
to direct preferment of appeals from Munsifs to Subordinate Judges  
Act XIII of 1879, s. 18.  
to authorize transfer of certain miscellaneous proceedings from District Judge to  
Subordinate Judges and Munsifs . . . . . Act XIII of 1879, s. 25.  
as to appointment, transfer, punishment, suspension and removal of ministerial  
officers . . . . . Act XIII of 1879, ss. 11, 12, 32-34.  
suspension of Subordinate Judges and Munsifs . . . . . Act XIII of 1879, s. 30.  
to make rules for admission and regulation of conduct of petition writers  
Act XIII of 1879, s. 36.  
regarding certain matters connected with Civil Procedure of Courts  
Act XVIII of 1876, ss. 27, 40, 41.

**JUDICIAL COMMISSIONER (C.).**

Civil jurisdiction of. *See* CIVIL COURTS (C.).

**JUDICIAL COMMISSIONER (Bu.).**

To have powers of High Court in respect of what Courts . . . . . Act XVII of 1875, ss. 12 (f), 35.  
criminal cases in Arakan Hill District  
Reg. IX of 1874, s. 4.  
for ordering attendance of prisoners as witnesses  
Act XV of 1869, s. 7.  
May be directed to perform duties of Recorder of Rangoon in case of vacancy  
Act XVII of 1875, s. 46.  
Transfer to, of jurisdiction of Commissioner, and effect thereof on Court-fee and Limitation  
Law . . . . . Act XVII of 1875, ss. 23, 36, 37.  
of cases in which Recorder of Rangoon is personally interested  
Act XVII of 1875, s. 59.  
Second appeal, when allowed to, and when barred . . . . . Act XVII of 1875, ss. 27-29, 34.  
in boundary demarcation cases . . . . . Act V of 1880, ss. 19-21.  
Power of, to call up and try appeals pending before Commissioner, Arakan Hills  
Reg. VIII of 1874, s. 76.  
Superintendence of Subordinate Courts by . . . . . Act XVII of 1875, ss. 11, 18, 20.  
Power of, to make rules regarding record of judgments, and evidence and admission of affidavits  
Act XVII of 1875, s. 91.  
for procedure of Deputy Commissioners in appointment of guardians  
of European British minors . . . . . Act XIII of 1874, s. 8.  
To be member of Special Court . . . . . Act XVII of 1875, s. 72.  
Appeals from, when to lie to Special Court . . . . . Act XVII of 1875, s. 75.  
Transfer of cases from, to Special Court . . . . . Act XVII of 1875, ss. 76-78.  
Appeals from original criminal jurisdiction of . . . . . Act XVII of 1875, s. 79.  
*See* ADVOCATES (Bu.).  
Power to appoint and remuneration of Assessors for assistance of, in trial of appeals or refer-  
ences . . . . . Act XVII of 1875, ss. 33, 92.  
*See also* SPECIAL CASE.

**JUDICIAL COMMISSIONER (Sindh).**

Jurisdiction of, in divorce and matrimonial causes . . . . . Act IV of 1869, s. 3 (2).  
*See SADR COURT (Sindh).*

**JUDICIAL COMMISSIONER (Ch. Nag.).**

Appeal to, from decree of Revenue Courts in rent suits when allowed . . . . . Ben. Act I of 1879, ss. 144, 145.

**JUDICIAL COMMITTEE OF PRIVY COUNCIL. *See* PRIVY COUNCIL, 3.****JUDICIAL NOTICE.**

Of laws and rules in force in British India . . . . . Act I of 1872, s. 57 (1).  
 Of public statutes . . . . . Act I of 1872, s. 57 (2).  
 Of local and personal statutes when so directed . . . . . Act I of 1872, s. 57 (2).  
 Of Articles of War of Army and Navy . . . . . Act I of 1872, s. 57 (3).  
 Of Cantonment Rules and Regulations . . . . . Bom. Act III of 1867, s. 19.  
 Mad. Act I of 1866, s. 28.

Of bye-laws framed by Commissioner of Police for Madras Police District

Mad. Act III of 1862, s. 5.  
 Of course of proceedings of Parliament and Indian Councils . . . . . Act I of 1872, s. 57 (4).  
 Of accession and Sign Manual of Sovereign . . . . . Act I of 1872, s. 57 (5).  
 Of seals of British Courts in or out of India or of which use authorized by Statute Act or Regulation . . . . . Act I of 1872, s. 57 (6).  
 Act X of 1866, ss. 142, 144.  
 Mad. Act VI of 1867, s. 20.  
 Mad. Act II of 1864, ss. 38, 57.

Of names, titles, functions and signatures of Gazetted officers

Act I of 1859, s. 111.	Act VIII of 1870, s. 43.
Act I of 1872, s. 57 (7).	Mad. Act V of 1867, s. 20.
Act X of 1866, ss. 142, 144.	Mad. Act II of 1864, ss. 38, 57.
Act X of 1872, s. 325.	

Of territories under British Crown . . . . . Act I of 1872, s. 57 (10).  
 Of all officers of, and persons authorized to plead in, Court . . . . . Act I of 1872, s. 57 (12).  
 Of the rule of the road on land or sea . . . . . Act I of 1872, s. 57 (13).  
 Act XVIII of 1872, s. 5.  
 Of existence, title and flag of Foreign States . . . . . Act I of 1872, s. 57 (8).  
 Of non-recognition of Foreign State by British or Indian Government . . . . . Act X of 1877, s. 431.  
 Of commencement, continuance and termination of hostilities between British Crown and other State . . . . . Act I of 1872, s. 57 (11).  
 Of divisions of time, and geographical divisions of the world . . . . . Act I of 1872, s. 57 (9).  
 Of public fasts, festivals and holidays notified in official Gazette . . . . . Act I of 1872, s. 57 (9).  
 Of notifications in Gazette . . . . . Bom. Act X of 1866, s. 4.  
 Of lists of taluqdars and grantees published by Chief Commissioner (Oudh), Act I of 1869, s. 10.  
 Court may resort to books or documents of reference, in regard to matters of which, is taken  
 Act I of 1872, s. 57.

*See* ARTICLES OF WAR.

**JUDICIAL OFFICER.**

Actions for wrong when not to be brought against . . . . . 37 Geo. III, c. 142, s. 14.  
 Non-liability of, to be sued for official act done or ordered in good faith, Act XVIII of 1850, s. 1.  
 of officers executing warrant or order of, to be sued . . . . . Act XVIII of 1850, s. 1.  
 Exempted from service as Jurors or Assessors . . . . . Act X of 1872, s. 406.  
*See* JUDGE.

**JUDICIAL PROCEEDING.**

Definition of . . . . . Act X of 1872, s. 4.  
 Material error in, open to revision by High Court . . . . . Act X of 1872, s. 297.  
*See* REVISION.  
 Certain orders prohibiting nuisances are not . . . . . Act X of 1872, s. 520.  
 Proceedings included in, before registering officer for certain purposes . . . . . Act III of 1877, s. 84.  
 of managers of encumbered estates . . . . . Reg. IV of 1872, s. 31.  
 Act XXIV of 1870, s. 16.  
 Act VI of 1876, s. 15.  
 Act XI of 1877, s. 34.





**JUDICIAL PROCEEDING—cont.**

Proceedings included in, on summary and formal enquiries by Revenue Officers

- on enquiry by Revenue Officer into Watans, &c., Bom. Act V of 1879, s. 196.  
 of Salt Officer Bom. Act III of 1874, s. 72.  
 in connection with canals and drainage Bom. Act VII of 1873, s. 60.  
 Act VIII of 1873, s. 69.  
 Ben. Act III of 1876, s. 92.  
 Bom. Act VII of 1879, s. 68.

**JUDICIAL RECORDS.**

Rules for custody of (C.) Act XX of 1875, ss. 8—10.  
*See RECORDS.*

**JUDICIAL SEPARATION.** *See MATRIMONIAL COURT.*

**JUNGLE.** *See FORESTS; HILL DISTRICTS; WASTE LANDS.*

**JUNGLE FOWL.** *See GAME.*

**JUNGLE GRANTS (O.).**

Register of, to be maintained Act XVII of 1876, ss. 56 (A), 58, 59.

**JUNGLE PRODUCTS.**

Collection of. *See GARO HILLS.*  
*See also FOREST PRODUCE.*

**JUNGLE SHEEP.** *See GAME.*

**JUNIOR SECRETARIES.**

When to be Civil Servants 24 & 24 Vic., c. 54.

**JURISDICTION.**

As to offences committed at sea. *See HIGH SEAS; SEA.*

Powers of High Court to revise orders beyond, or to compel exercise of, by lower Courts

- Act X of 1877, s. 622.  
 Act XII of 1879, s. 92.  
 Irregularity affecting, of Civil Court, fatal Act X of 1877, s. 528.  
 Doubts as to, as between Civil and Revenue Courts how settled (Bo.) Act XVI of 1858, ss. 2, 3, 4.  
 (Bo.) Act X of 1876, ss. 13, 14.  
 (N.) Act XVIII of 1873, s. 205.

*See also APPEAL, I (c).*

Of Revenue Officers. *See QUIETING OF TITLES.*

Want of. *See JUDGMENT, I.*

*See also CANTONMENT MAGISTRATE; CIVIL COURT; COURT OF REQUESTS; COURT OF SESSION; COURTS OF SMALL CAUSES; DISTRICT COURT; EUROPEAN BRITISH SUBJECT; HIGH COURT; JUDICIAL COMMISSIONER; MAGISTRATE, &c.; RECORDER OF RANGOON; SPECIAL COURT; SUPREME COURTS; VICE-ADMIRALTY COURT.*

**JURORS.**

1. General. | 2. In Presidency Towns. | 3. In Mufassal.

**1. General.**

- Included in term "public servant" Act XLV of 1860, s. 21.  
 To make oath or affirmation Act X of 1873, ss. 5, 6.  
 Exemption of Coroner and Deputy Coroner from service on. Act IV of 1871, s. 39.  
 Customs officers from serving on. Act VIII of 1878, s. 10.  
*See FALSE PERSONATION.*

**2. In Presidency Towns.**

- Power of High Court to make rules regarding summoning, empannelling, qualification, challenging, &c., of Act X of 1875, s. 49.  
 Special, number of Act X of 1875, s. 40.  
 exemption of, from service as common jurors Act X of 1875, s. 41.



**JURORS—cont.****2. In Presidency Towns—cont.**

Special and common, separate lists of . . . . .	Act X of 1875, ss. 42—44.
Power of Government to exempt salaried officer from service as . . . . .	Act X of 1875, s. 42.
Number of, to be summoned . . . . .	Act X of 1875, s. 45.
Penalty for non-attendance of . . . . .	Act X of 1875, s. 46.
Challenges to, peremptory and on cause shown . . . . .	Act X of 1875, ss. 47, 48.
Examination of, as witnesses . . . . .	Act X of 1875, s. 69.
Effect of illness of . . . . .	Act X of 1875, s. 99.

**3. In Mufassal.**

Objections to and grounds thereof . . . . .	Act X of 1872, ss. 243, 244.
	Act X of 1875, ss. 53, 54.
To understand language in which evidence is given or interpreted . . . . .	Act X of 1872, s. 245.
	Act X of 1875, s. 57.
Absence of, procedure on . . . . .	Act X of 1872, s. 254.
Examination of, as witnesses . . . . .	Act X of 1872, s. 258.
<i>See also JURORS AND ASSESSORS; JURY.</i>	

**JURORS AND ASSESSORS.***In Mufassal.*

List of, preparation and contents of . . . . .	Act X of 1872, s. 400.
publication of, objections to and revision of . . . . .	Act X of 1872, ss. 401—403.
no appeal from order placing name on . . . . .	Act X of 1872, s. 286, <i>illus. (g)</i> .
Persons between 21 and 60 qualified to serve as . . . . .	Act X of 1872, s. 404.
Disqualification from serving as . . . . .	Act X of 1872, s. 405.
Exemptions from service as . . . . .	Act X of 1872, s. 406.
Exempted persons may be summoned on trial of European British subject . . . . .	Act X of 1872, s. 406.
	Act X of 1875, s. 51, 52.
Summoning of, by Court through Magistrate . . . . .	Act X of 1872, ss. 407, 408, 410.
	Act X of 1875, s. 50.
Form and service of summons on, ordinarily . . . . .	Act X of 1872, s. 409.
	Act X of 1875, s. 50.
in case of Government or railway servant . . . . .	Act X of 1872, s. 411.
	Act X of 1875, s. 50.
Court may excuse attendance of . . . . .	Act X of 1872, ss. 411, 412.
List of, attending at each session . . . . .	Act X of 1872, s. 413.
Penalty for non-attendance of, imposition and recovery of . . . . .	Act X of 1872, s. 414.
Order fining, for non-attendance not appealable . . . . .	Act X of 1872, s. 286, <i>illus. (h)</i> .
Further evidence recorded by order of Appellate Court or Court of Reference not to be taken in presence of . . . . .	Act X of 1872, s. 289.
<i>See also JURORS, 1, 3; JURY.</i>	

**JURY.**

1. For Trials by High Court.
2. For Trials by Court of Session.

3. In Local Nuisance Cases.
4. Miscellaneous.

**1. For Trials by High Court.**

Trials before Chartered High Court to be by . . . . .	Act X of 1875, s. 32.
Number of . . . . .	Act X of 1875, s. 33.
Chosen by lot . . . . .	Act X of 1875, s. 33.
Composition of, in case of accused being European British subject . . . . .	Act X of 1875, s. 35.
Successive trials may be by same . . . . .	Act X of 1875, s. 34.
Foreman of, appointment and duty of . . . . .	Act X of 1875, s. 58.
Power of, to examine witness by leave of Court . . . . .	Act I of 1872, s. 166.
View by, of scene of offence . . . . .	Act X of 1875, s. 64.
Locking up . . . . .	Act X of 1875, s. 65.
Bound to attend at adjourned sitting . . . . .	Act X of 1875, s. 67.
Charge to . . . . .	Act X of 1875, s. 90.





**JURY—cont.****1. For Trials by High Court—cont.**

- Verdict of, retirement and isolation while considering . . . . . Act X of 1875, s. 92.  
     how delivered . . . . . Act X of 1875, ss. 94—96.  
     judgment when to be in accordance with . . . . . Act X of 1875, s. 97.  
 Duty of, to decide certain questions of fact . . . . . Act X of 1875, s. 93.  
 Discharge of, in default of unanimity or competent majority with Judge's concurrence  
     Act X of 1875, s. 98.  
     in case of sickness of juror or prisoner . . . . . Act X of 1875, s. 99.  
     *See ADEN.*

**2. For Trials before Court of Session.**

- Trials before Court of Session to be by—  
     when ordered by Local Government . . . . . Act X of 1872, s. 233.  
     when accused is European (not British subject) or American, unless he elect  
         to be tried with Assessors . . . . . Act X of 1872, ss. 234, 408.  
 Number of, to be uneven and fixed by Local Government . . . . . Act X of 1872, s. 236.  
 Chosen by lot, . . . . . Act X of 1872, s. 240.  
 Composition of, in case of accused being European British subject . . . . . Act X of 1872, s. 78.  
     European or American . . . . . Act X of 1872, ss. 234, 408.  
     neither European nor American, Act X of 1872, s. 241.  
 Attendance of, on adjournment . . . . . Act X of 1872, s. 260.  
 Successive trials may be by same . . . . . Act X of 1872, s. 265.  
 Foreman of, appointment and duty of . . . . . Act X of 1872, s. 246.  
 Power of, to examine witnesses by leave of Court . . . . . Act I of 1872, s. 166.  
 View by, of scene of offence . . . . . Act X of 1872, s. 253.  
 Charge to, by Judge . . . . . Act X of 1872, s. 255.  
     misdirection in, how far ground for new trial on appeal or revision  
         Act X of 1872, ss. 283, 299, 300.  
 Duty of, to decide certain questions of fact - . . . . . Act X of 1872, s. 257.  
 Verdict of acquittal by order of Court . . . . . Act X of 1872, s. 251.  
     retirement and isolation while considering . . . . . Act X of 1872, s. 263.  
     delivery of . . . . . Act X of 1872, s. 263.  
     procedure on dissent by Judge from . . . . . Act X of 1872, s. 263.  
         Act XI of 1874, s. 21.  
     appeal from only on question of law . . . . . Act X of 1872, s. 271.  
         Act XI of 1874, s. 22.  
     when liable to be interfered with on revision . . . . . Act X of 1872, s. 299.

**3. In Local Nuisance Cases.**

- Power to appoint, constitution and decision of . . . . . Act X of 1872, s. 523.  
 Attendance of, and punishment for non-attendance . . . . . Act X of 1872, s. 524.  
 Order to be in accordance with decision of . . . . . Act X of 1872, ss. 523, 526.

**4. Miscellaneous.**

- Coroner's. *See* CORONER.  
 For Pilot Court. *See* PILOTS.  
     *See* EMBANKMENTS (Be.).

**JUSTICE.** *See* EQUITY.

**JUSTICE OF THE PEACE.**

1. Appointment and Dismissal. | 2. Jurisdiction. | 3. Miscellaneous.

**1. Appointment and Dismissal.**

- Appointment of, for Mufassal . . . . . Act II of 1869, s. 3.  
     Presidency Towns . . . . . Act II of 1869, s. 4.  
     Foreign territory . . . . . 47 Geo. III, sess. 2, c. 68, s. 5.  
     under commission from High Court . . . . . Act XXI of 1870, ss. 6—8.  
     Act II of 1869, s. 10.

**JUSTICE OF THE PEACE—cont.****1. Appointment and Dismissal—cont.**

- Governor General and Council may act as . . . . . 13 Geo. III, c. 63, s. 38.  
 Governors and Members of Council of Madras and Bombay may act as . . . . . 47 Geo. III, sess. 2, c. 68, s. 4.  
 Judges of Supreme Court are . . . . . 13 Geo. III, c. 63, s. 38.  
   of Chartered High Court to be . . . . . Act X of 1875, s. 152.  
 Presidency Magistrate to be . . . . . Act IV of 1877, s. 8.  
 Inspector General of Police to be . . . . . Act XXIV of 1859, s. 7.  
 Commissioner of Police to be appointed . . . . . Mad. Act VIII of 1867, s. 7.  
   Ben. Act IV of 1866, s. 7.  
   (Bo.) Act XIII of 1856, s. 6.  
 Suspension and dismissal of . . . . . Act II of 1869, s. 9.

**2. Jurisdiction.***(a) Generally.*

- General powers and duties . . . . . Act II of 1869, ss. 5, 6.  
 As to offences committed at sea . . . . . 12 & 13 Vic., c. 96.  
   23 & 24 Vic., c. 88.  
 To aid in recovering deserters from foreign ships . . . . . 15 & 16 Vic., c. 26, s. 2.  
 In cases under the Native Passenger Ships Act . . . . . Act VIII of 1876, ss. 5, 39, 40.  
 As guardian for apprenticing orphan or abandoned child or child convicted of vagrancy or petty offence . . . . . Act XIX of 1850, s. 3.  
 In Native State, issue of Commission to examine witnesses to . . . . . Act X of 1875, s. 176.  
 To issue search warrant for contraband salt . . . . . Bom. Act VII of 1873, s. 15.  
 To issue warrant for arrest and recommitment of convict on revocation of license to be at large . . . . . Act V of 1871, ss. 25—28.  
 To take affidavits . . . . . Bom. Act XII of 1866, s. 14.  
   *See JUDICIAL OFFICER; MAGISTRATE; SEARCH-WARRANT, 1.*

*(b). Exercising powers of Magistrate of 1st class.*

- In case of offences committed by European British subjects . . . . . Act X of 1872, s. 72.  
 To make declaration of vagrancy in regard to European . . . . . Act IX of 1874, ss. 4, 5, 24.  
 To assist European vagrant to obtain employment . . . . . Act IX of 1874, s. 7.  
 To issue certificate declaring European not to be vagrant . . . . . Act IX of 1874, s. 9.  
 Investiture of certain other officers with powers of, in regard to European vagrants . . . . . Act IX of 1874, 10.

*(c). In Presidency Towns.*

- Execution of sentence of imprisonment or order for committal by . . . . . Act V of 1871, ss. 5, 12.  
 For Town of Calcutta—  
   To order tenant to permit works ordered by Calcutta Municipality . . . . . Ben. Act IV of 1876, ss. 369, 370.  
   As to trial, search, and disposal of seizures in case of Calcutta Municipal nuisances . . . . . Ben. Act IV of 1876, ss. 291—293, 296, 326, 347—352.  
   In respect of offences relating to Jute Warehouses, Fire brigades and Fireworks . . . . . Ben. Act V of 1879, s. 3, &c.  
   *See CALCUTTA MUNICIPALITY, 2 (a).*

**3. Miscellaneous.***For Bombay Town.*

- Election by, of Members of Bombay Municipal Corporation . . . . . Bom. Act III of 1872, ss. 4, 7, 9 A, 9B.  
   Bom. Act IV of 1878, s. 5.  
 Qualified to be Member of Municipal Corporation . . . . . Bom. Act III of 1872, s. 5.  
   Bom. Act IV of 1878, s. 5.

**JUTE.**

Depôt for. *See DANGEROUS TRADES.*

**JUTE AND COTTON WAREHOUSES.***In Calcutta. Suburbs, and Howrah.*

- Licenses for, prescription, form, conditions of and fees for . . . . . Ben. Act V of 1879, ss. 4—6, 8, 30, sch.





**JUTE AND COTTON WAREHOUSES—cont.***In Calcutta, Suburbs, and Howrah—cont.*

- Licenses for, powers and duties of Corporation and Municipal Commissioner as to grant, cancellation, &c., of, . . . . . Ben. Act V of 1879, ss. 6, 9, 10, 27.  
 penalties for neglect to take out, and for breaches of, . . . . . Ben. Act V of 1879, ss. 11—16, 28, 29.  
 proceeds of, how expended . . . . . Ben. Act V of 1879, ss. 24, 25.  
 Inspection of, by Inspectors and Police officers . . . . . Ben. Act V of 1879, s. 7.  
 Saving of retail warehouses, &c., from provisions relating to . . . . Ben. Act V of 1879, s. 31.  
 Power to extend provisions regarding, to other fibres . . . . . Ben. Act V of 1879, s. 26.

**JUVENILE OFFENDER.**

- Punishable with whipping for any offence not punishable with death . . Act VI of 1864, s. 5.  
 . . . . . Reg. III of 1875, s. 5.

*See also FEMALES.*

- Mode and instrument of infliction of whipping on . . . . . Act X of 1872, s. 311.  
 . . . . . Act X of 1875, s. 108.  
 . . . . . Act IV of 1877, s. 188.  
 Presidency Magistrate may direct sentence of whipping on, to be inflicted in his own presence  
 . . . . . Act IV of 1877, s. 188.  
 Convicted of vagrancy or petty offence, binding of, as apprentice . . . Act XIX of 1850, s. 3.  
 Confinement of, in reformatories . . . . . Act X of 1872, s. 318.  
 . . . . . Act X of 1875, s. 112.  
 . . . . . Act V of 1876, s. 2.  
 Obstructing or injuring railway or throwing stones at train, special punishment for and responsibility of guardian and father to prevent . . . . . Act IV of 1879, s. 44.  
*See REFORMATORY SCHOOLS.*

**K.****KABULIYAT.**

- Chargeable with stamp duty as a lease, unless executed as a counterpart . . . . . Act I of 1879, s. 3 (12), (b).  
 Right of landholder, &c., to receive, on grant of patta . . . . . Act X of 1859, s. 9.  
 . . . . . Ben. Act VIII of 1869, s. 10.  
 . . . . . Ben. Act I of 1879, s. 10.  
 To be given by Zamindárs with whom permanent settlement is made . . . . . Mad. Reg. XXV of 1802, s. 3.  
 Suit for delivery of, &c. *See LIMITATION OF TIME, 2 (b); RENT-SUITS.*  
 Decree for delivery of, how executed . . . . . Act X of 1859, s. 81.  
 . . . . . Ben. Act VIII of 1869, s. 56.  
 . . . . . Ben. Act I of 1879, s. 93.

*See COUNTERPART LEASE; LEASE.***KACHAR.**

- Investiture of officers in, with powers of Civil Courts . . . . . Act VI of 1871, s. 10.  
 Control of officers in, in Civil, Criminal and Revenue matters by High Court and Board of Revenue at Calcutta . . . . . Act VI of 1835.  
 Emigration to. *See EMIGRATION, 4; IMMIGRATION, 2.*  
*See BENGAL EASTERN FRONTIER.*

**KAIRA THAKURS.** *See ENCUMBERED ESTATES, 4.*

**KALENGER.** *See BANDELKHAND.*

**KAMRUP.** *See BENGAL EASTERN FRONTIER.*

**KANKAB.** *See QUARRIES.*



**KANÚNGOS (Be.).**

- Appointment, number, nomination and removal of . Ben. Reg. V of 1816, ss. 1—3, 11, 12.  
 Ben. Reg. I of 1819, s. 4 (1) (3).  
 Office of, not hereditary, but choice of successor to be made as far as possible from family  
 Ben. Reg. V of 1816, s. 4.  
 Salaries of, and resumption of lands held rent-free by, as such . Ben. Reg. V of 1816, ss. 5, 6.  
 Pensions and allowances of, included in assessment of land-revenue and to be paid by  
 Government . Ben. Reg. VIII of 1793, s. 34.  
 Lands held revenue free by, resumed but continued as hereditary and transferable property in  
 possession of minháidárs subject to assessment . Ben. Reg. V of 1816, s. 5.  
 Ben. Reg. XIII of 1825, ss. 2, 3.  
 Duties of, and accounts and registers to be kept by . Ben. Reg. V of 1816, s. 7.  
 Ben. Reg. I of 1819, s. 4 (1) (5).  
 Village accounts to be submitted to, and transmitted to Collector by  
 Ben. Reg. XII of 1817, ss. 16, 17, 33.  
 In disputes as to patwáris remuneration, local usage of pargana to be reported by,  
 Ben. Reg. XII of 1817, s. 21.  
 Appointment of, as arbitrators in summary suit before Collector authorized  
 Ben. Reg. VII of 1822, s. 33 (3).  
 Prohibited from holding farm or being sureties for farmers . Ben. Reg. V of 1816, s. 8.  
 Transfer of records of, to successor enforced by Magistrate . Ben. Reg. V of 1816, ss. 9, 10.  
 Application of rules regarding appointment and duties of, to the whole of Bengal  
 Ben. Reg. I of 1819, s. 4 (1) (4).

See SETTLEMENT OF LAND (Be.).

**KANÚNGOS (N.)**

- Salaries, duties, appointment of, and office of, how far hereditary. Act XIX of 1873, ss. 33, 34.  
 To be deemed public servants, and their records public records . Act XIX of 1873, s. 35.  
 Claim relating to office or emoluments of, excluded from cognizance of Civil Courts  
 Act XIX of 1873, s. 241 (a).  
 Salaries of, to be charged to Patwáris fund . . . . . Act XIX of 1873, s. 29.  
 Act VIII of 1879, s. 4.  
 Duties of, to be fixed by Board . . . . . Act XIX of 1873, s. 257 (c).  
 To register transfers of non-proprietary interests in land . . . . . Act XIX of 1873, s. 102.  
 Agreement to pay enhanced rent to be recorded before:—  
 in case of occupancy or ex-proprietary tenant . . . . . Act XVIII of 1873, ss. 12, 58.  
 in case of tenant-at-will . . . . . Act XVIII of 1873, ss. 21, 58.

**KANÚNGOS (P.)**

- Rules as to appointment, duties, payment and removal of . . . . . Act XXXIII of 1871, s. 6.  
 Claims to office of, not cognizable by Civil Court . . . . . Act XXXIII of 1871, s. 65 (1).  
 See HAZARA DISTRICT.

**KANÚNGOS (O.)**

- Rules regarding qualification, appointment, duties, dismissal, &c., of  
 Act XVII of 1876, s. 220 (a) (3).  
 Remuneration of, how fixed and by whom paid . . . . . Act XVII of 1876, s. 212.

**KARACHÍ.**

- Judge of, summary procedure in Court of, in suits on negotiable instruments  
 Act X of 1877, s. 538.  
 Vaccination compulsory and inoculation prohibited at . . . . . Bom. Act IV of 1879.  
 Civil Surgeon at, general powers of, as to appointment and superintendence of public  
 vaccinators, &c. . . . . Bom. Act IV of 1879, ss. 3—6, 16—19, 29, 31.  
 Construction of and levy of fees for use of landing places, &c., at . . . . . Bom. Act. III of 1879.  
 See also SEA CUSTOMS, 3 (b); VACCINATION.

**KARACHÍ LANDING AND WHARFAGE FEES ACT . . . . . Bom. Act III of 1879.****KARATOYA RIVER.**

- Power of Government to empower or authorize private person to improve navigable channel  
 of . . . . . Act XXII of 1856, s. 5.





**KARATOYA RIVER—cont.**

Tolls on boats, timber, rafts and floats in :—

- power to authorize and make rules for levy of . . . Act XXII of 1856, ss. 1, 2.  
 make grant of, to private person . . . Act XXII of 1856, s. 6.  
 detention and sale of boats, timber, rafts and floats for non-payment of :—  
     when authorized . . . Act XXII of 1856, s. 3.  
     penalty for illegal . . . Act XXII of 1856, s. 4.

**KARNAMS.****1. General.****2. In permanently-settled Districts.****3 In Districts not permanently settled.****1. General.**

Duty of, to assist head of village in making inquest . . . Mad. Reg. XI of 1816, s. 13.  
 to keep register of punishments inflicted by Village Munsifs . . . Mad. Reg. XI of 1816, s. 14.

and attest decrees, of Village Munsifs

Mad. Reg. IV of 1816, ss. 10, 21, 24, 30, 31, 39.  
 of Village Pancháyats

Mad. Reg. V of 1816, ss. 4, 8—10, 20.

in relation to decrees of village pancháyats, relating to disputed boundaries, &amp;c.

Mad. Reg. XII of 1816, ss. 8, 10, 13.

Pattás and muchalkás to be signed and registered by . . . Mad. Act VIII of 1865, s. 6.

Registers, returns and accounts kept and made by :—

nature of . . . Mad. Reg. XXIX of 1802, s. 11.

production of, by whose orders . . . Mad. Reg. XXIX of 1802, s. 12.

to be proved by oath . . . Mad. Reg. XXIX of 1802, s. 17.

falsification of, or abetment thereof by landholders

Mad. Reg. XXIX of 1802, ss. 18, 19.

*See MALVERSATION; VILLAGE CESS.***2. In permanently-settled Districts.**

Office of, established for villages . . . Mad. Reg. XXIX of 1802, s. 2.  
 hereditary . . . Mad. Reg. XXV of 1802, s. 11.

Mad. Reg. XXIX of 1802, s. 7.

Saved from general rules as to claims to hereditary offices . . . Mad. Reg. VI of 1831, s. 8.

Lists of, to be filed in Courts and Revenue offices . . . Mad. Reg. XXIX of 1802, s. 8.

Number of, and appointment of, by Zamindárs . . . Mad. Reg. XXV of 1802, s. 11.

Mad. Reg. XXIX of 1862, ss. 2, 3, 6, 9, 10.

Removable only on complaint by order of Court . . . Mad. Reg. XXV of 1802, s. 11.

Mad. Reg. XXIX of 1802, s. 5.

Registers, returns and accounts kept and made by :—

production of, how compelled . . . Mad. Reg. XXIX of 1802, ss. 15, 16.

Mad. Act V of 1864, ss. 4, 5.

Mad. Act IV of 1871, s. 43.

before Collector for what purposes allowed

Mad. Reg. XXIX of 1802, ss. 13, 14.

Mad. Act II of 1804, ss. 4, 5.

Mad. Act IV of 1871, s. 43.

**3. In Districts not permanently settled.**

To be under the direct authority of Collector and his subordinates

Mad. Reg. II of 1806, s. 7 (2).

**KARWAR.** *See SEA CUSTOMS.* 3 (b).**KASAB BIRAS.** *See CESSSES* (Bo.).**KATAK.**

Limits of District of, defined . . . Ben. Reg. XIII of 1805, ss. 2, 3.

Exemption of certain tracts in, from general Regulations . . . Ben. Reg. XII of 1805, ss. 36, 37.

General Police Regulations with modifications, extended to, with exception of specified tracts

Ben. Reg. XIII of 1805, s. 13.

Special regulations for Police in . . . Ben. Reg. XIII of 1805, ss. 1—11.

*See also POLICE* (Be.).

**KATAK—cont.**Settlement in. *See* LAND REVENUE (Be.), 1 (b); SETTLEMENT OF LAND (Be.), 2.

Confirmation of settlement with certain hill and jungle Zamindárs, in

Ben. Reg. XII of 1805, ss. 33—37.

Revenue-free grants in. *See* REVENUE-FREE LANDS (Be.), 2 (b), 3 (b).

Commissioner of, subordinate to High Court in exercise of civil judicial powers

Ben. Reg. I of 1829, s. 8.

*See* TRIBUTARY MAHÁLS, KATAK.**KAT-KABÁLA.** *See* CONDITIONAL SALE.**KAUL.**

Not to be granted by Collector without sanction . . . . . Mad. Reg. II of 1803, s. 43.

**KÁVALGÁRS.** *See* VILLAGE POLICE.**KÁVALÍ.** *See* POLICE (M.).**KÁZÍS.**

Pensions and allowances of, included in assessment of land-revenue, and to be paid by Government . . . . . Ben. Reg. VIII of 1793, s. 34.

*See* HEREDITARY OFFICE.**KEROSINE.** *See* INFLAMMABLE OIL.**KHÁL.** *See* NAVIGABLE CHANNEL; ROAD-CROSS, 2, 3.**KHÁMÁR.**

Right of occupancy not acquired in, when let from year to year or for a term

Act X of 1859, s. 6.

Ben. Act VIII of 1869, s. 6.

Ben. Act I of 1879, s. 6.

*See* SETTLEMENT OF LAND (Be.).**KHÁNDÁÍT.** *See* POLICE (Be.).**KHÁNDESH.** *See* AHMADNAGAR.**KHÁNDWAT.** *See* CHUTIA NAGPUR TENURES.**KHÁBINÚN.** *See* INLAND CUSTOMS, 2.**KHÁS MAHÁLS (Be.).**

Estates of proprietors in arrears or declining terms of settlement to be held as,

Ben. Reg. VIII of 1793, ss. 22, 43.

Ben. Reg. XII of 1805, s. 4 (1).

Estates purchased by Government at sale for arrears, to be managed as

Ben. Reg. XI of 1822, s. 36.

Power to hold estates, not permanently settled, as, instead of selling for arrears of revenue

Ben. Reg. IX of 1825, s. 4.

Employment of Deputy Collectors for superintendence of . . . . . Ben. Reg. IX of 1833, s. 21.

Settlement of, how and by whom effected . . . . . Ben. Reg. II of 1793, ss. 8 (4), 36, 39.

Counterpart account of collections of, to be kept by Kánúngos . . . . . Ben. Reg. V of 1816, s. 7 (1).

Ben. Reg. I of 1819, s. 4 (1).

Patwáris for, to be appointed by Collector . . . . . Ben. Reg. XII of 1817, s. 10.

*See* DIRECT MANAGEMENT; MALIKÁNA; SETTLEMENT OF LAND.**KHÁST AND JAINTÍA HILLS.** *See* ASSÁM HILL DISTRICTS; BENGAL EASTERN FRONTIER.**KHÁSÍAS.**

Prohibition against supply of arms, ammunition and military stores to

Ben. Reg. I of 1799, s. 3 (2), &amp;c.

**KHATTÁ THÁNÁ.**

Annexure of, to Bankura District and application of certain laws to . . . . .

Act XIX of 1879.

**KHAZÁNCHÍ (Be.).**

Appointment, security and removal of . . . . .

Ben. Reg. II of 1793, s. 11.

Joint and several responsibility of Collector and . . . . .

Ben. Reg. II of 1793, s. 11.





**KHEWAT (O.).**

Prescription, form and maintenance of . . . . . Act XVII of 1876, ss. 56 (c), 58, 59.  
Changes in. *See* **MUTATIONS OF NAMES (O.).**

**KHOTES.**

Powers of Settlement Officer to grant leases for full period of Settlement to, and to fix demands of, on tenants in Ratnaghiri and Tanna Districts . . . . . Bom. Act I of 1865, ss. 37, 38.

**KHOTÍ ESTATE.**

Special rules regarding partition of . . . . . Bom. Act V of 1879, s. 114.

**KHÚDKATI.** *See* **CHUTIA NÁGPUR TENURES.**

**KIDNAPPING.**

From British India, definition of . . . . . Act XLV of 1860, s. 360.  
    offence of making illegal contract for labour or emigration out of India, or  
    in India and out of Madras Presidency { Act VII of 1871, s. 71.  
    punishable as . . . . . { Mad. Act V of 1866, s. 16.

From lawful guardianship, definition of . . . . . Act XLV of 1860, s. 361.

Of minor. *See* **EUNUCHS.**

Punishment for . . . . . Act XLV of 1860, ss. 363—369.

Imprisonment in British India of person convicted of, in Native State . . . . . Act V of 1871, s. 19.

*See* **SLAVE TRADE.**

**KILLING.** *See* **KINE; SLAUGHTER.**

**KINDRED.**

Definition of . . . . . Act X of 1865, s. 20.

Degrees of, method of computation and table of . . . . . Act X of 1865, ss. 21-24.

*See* **ADMINISTRATION.**

**KINE (P.).**

Power to make and penalty for breach of rules controlling slaughter of

Act IV of 1872, ss. 43, 50, 50A, 50B.

Act XV of 1875, s. 3.

Act XII of 1878, ss. 6, 7.

**KING OF OUDH.**

Exemption of, from jurisdiction of Criminal Courts except for capital offences, and from arrest by Police . . . . . Act VIII of 1862, ss. 1, 2.

process of Civil, Criminal, or Revenue Court . . . . . Act XIII of 1868, ss. 1, 2.

appearance in Court as witness . . . . . Act VIII of 1862, s. 5.

Issue of Commission for trial of . . . . . Act VIII of 1862, s. 3.

Evidence or affidavit of, record and admissibility of . . . . . Act VIII of 1862, ss. 6—9.

Incapacity of, to contract . . . . . Act XIII of 1868, s. 3.

Secretary of State and Government not liable for debts of . . . . . Act XIII of 1868, s. 4.

Execution of process within premises occupied by . . . . . Act XIV of 1860.

**KING'S BENCH.** *See* **QUEEN'S BENCH.**

**KOHÁT.** *See* **PANJÁB FRONTIER.**

**KORKOL.** *See* **CHUTIA NÁGPUR TENURES.**

**KOTWÁRS.** *See* **RURAL POLICE.**

**KÚCH BENAR.**

Investiture of officers in, with powers of Civil Courts . . . . . Act VI of 1871, s. 10.

**KULADAN RIVER.** *See* **ABAKAN HILL DISTRICT.**

**KULKARNI (Bo.).** *See* **WATANS.**

**KULU.**

Assistant Commissioner of, to exercise general and appellate control over Nono of Spiti in regard to criminal jurisdiction, Reg. I of 1873, ss. 4, 7—9, 11.  
jurisdiction of, as to offences committed in Spiti

Reg. I of 1873, s. 13



**KUMAON AND GAREWAL.**

Jurisdiction of High Court, N.-W. P., over . . . . . Ben. Reg. VI of 1831, s. 9.  
 North-Western Provinces Rent Act extendible to . . . . . Act XVIII of 1873, s. 1, sch. II.  
 Land Revenue Act extendible to . . . . . Act XIX of 1873, s. 1, sch. I.

*See* INOCULATION.

**KURRACHEE.** *See* KARACHI.

**KYAYDANGYEES.** *See* RURAL POLICE (Bu.).

**KYUK PHYOO.** *See* LAND RATE.

**L.****LABOUR.**

Contract for. *See* EMIGRATION.  
*See* FORCED LABOUR.

**LABOUR DISTRICTS.**

Emigration to Bengal. *See* EMIGRATION, 4; IMMIGRATION, 2.  
 Burma. *See* EMIGRATION, 3; IMMIGRATION, 1.

**LABOURER.** *See* MASTER AND SERVANT; SERVANT; WAGES.

**LAC.** *See* FOREST PRODUCE.

**LAHORE.**

Registrar in. *See* REGISTRATION OF DOCUMENTS, 1.

**LAKE.** *See* WATER.

**LAKHIMPUR.** *See* BENGAL EASTERN FRONTIER.

**LAKHIRAJ LANDS.**

Right of Government to revenue from, reserved . . . . . Mad. Reg. XXV of 1802, ss. 4, 12, 13.  
 Grants in Madras Town, when valid . . . . . Act XII of 1851, s. 2.  
*See* REVENUE-FREE LANDS.

**LAKHNAU.**

Service of process within jurisdiction of civil court at . . . . . Act XVIII of 1876, s. 22.  
*See* HUSSAINABAD ENDOWMENT.

**LAMBARDAR.**

May be required to collect canal dues for irrigation . . . . . Act VIII of 1873, ss. 47, 48.

**LAMBARDARS (N.).**

Appointment, dismissal, and duties of, to be fixed by Board of Revenue . . . . . Act XIX of 1873, s. 257 (ee).  
 To be elected according to custom in case of joint estates . . . . . Act VIII of 1879, s. 27.  
 . . . . . Act XIX of 1873, s. 44.  
 Rules as to distribution and division of profits by . . . . . Act VIII of 1879, s. 6.  
 . . . . . Act XIX of 1873, s. 65.  
 Profits not collected through negligence or misconduct of, awardable to co-sharer in suit for share of profits . . . . . Act VIII of 1879, s. 7.  
 . . . . . Act XVIII of 1873, s. 209.  
*See* CO-SHARERS (N.); VILLAGE POLICE AND ROAD POLICE.

**LAMBARDARS (P.).**

Rules as to appointment, duties, payment and removal of . . . . . Act XXXIII of 1871, s. 6.  
 Claims to office of, not cognizable by civil court . . . . . Act XXXIII of 1871, s. 65 (1).  
 Acceptance of assessment by, to bind village community . . . . . Act XXXIII of 1871, s. 36.  
*See* HAZARA DISTRICT.





**LAMBARDAR (O.).**

Defined

Act XIX of 1868, s. 3.

Rules regarding qualification, appointment, duties, &amp;c., of Act XVII of 1876, s. 220(a) (2).

Power to sue and distrain for rent when vested in Act XIX of 1868, s. 101.

*See* COSHABERS (O.); VILLAGE AND ROAD POLICE.**LAMBARDARS (Aj).**

Settlement when to be made with

Reg. II of 1877, s. 58.

*See* CATTLE (Aj.); VILLAGE HEADMEN.**LAND.****1. Of Rights to Acquire and Occupy.****3. Advances by Government for Improvement of.****2. Compulsory Acquisition of.****4. Miscellaneous.****1. Of Rights to Acquire and Occupy.**

All subjects of Crown empowered to hold Act IV of 1837, s. 1.

Natural born subjects may purchase 3 &amp; 4 Win. IV, c. 85, s. 86.

Restrictions on acquisition of interest in. *See* ANDAMAN AND NICOBAR ISLANDS; GARO HILLS.Occupation of, in military cantonments. *See* MILITARY CANTONMENTS, 5.**2. Compulsory Acquisition of***(a) For what Purposes.*

For public purposes Act X of 1870, s. 6.

For Local Funds Mad. Act IV of 1871, s. 15.

For Roads and Bridges Mad. Act II of 1868, ss. 6—9.

For Forests Act VII of 1878, ss. 10, 37, 83.

*See also* STATE FORESTS (Aj.)

For establishment of customs line Act VIII of 1875, s. 6.

For purpose of making navigable channel Act XXII of 1856, s. 5.

Mad. Act I of 1870, s. 3.

Ben. Act V of 1864, s. 3.

For municipal purposes Ben. Act IV of 1876, ss. 313, 329.

Act X of 1870, s. 6.

Ben. Act V of 1876, ss. 37, 38.

Act XV of 1873, s. 39.

Mad. Act III of 1871, s. 19.

Act VII of 1874, s. 36.

Mad. Act V of 1878, s. 419.

For purposes of Port Commissioners or Trustees Ben. Act V of 1870, s. 38.

Bom. Act VI of 1879, s. 27.

Act XV of 1879, s. 13.

For Hugli and Burdwan Drainage Act. *See* HUGLI AND BURDWAN DRAINAGE.For embankments. *See* EMBANKMENTS (Be.).For salt works. *See* SALT.

For registered or incorporated Company when allowed Act X of 1870, ss. 3, 46, 48.

agreement to be executed, in case of

Act X of 1870, ss. 47—50, 57.

For temporary purpose when allowed Act X of 1870, s. 43.

restoration of land after Act X of 1870, s. 44.

*(b) Of what Property.*

Of land and benefits arising out of Act X of 1870, s. 3.

Of house Act X of 1870, s. 55.

Of water. *See* WATER, 2.*(c) Compensation.**(i) General.*

Application for, exempted from court-fee Act VII of 1870, s. 19, xxii.

Determination of, matters to be considered and neglected in Act X of 1870, ss. 13, 24, 25.

Reg. II of 1877, s. 26.

in case of incomplete acquisition Act X of 1870, s. 54.

Apportionment of Act X of 1870, ss. 37—39.

Additional percentage on Act X of 1870, s. 42.

Payment of, manner of making Mad. Act II of 1868, ss. 7, 8.

Act X of 1870, ss. 40, 41, 56.

Reg. II of 1877, s. 26 (5).

**LAND—cont.****2. Compulsory Acquisition of—cont.****(c) Compensation—cont.****(i) General—cont.**

Payment of, time for making	Act X of 1870, ss. 41, 42.
Partly or wholly in land when allowable	Act VII of 1878, s. 10 (d).
Suit for, limitation of time for	Act XV of 1877, s. 4, sch. II, Nos. 17, 18.

**(ii) Summary Enquiry by Collector.**

After declaration of acquisition	Act X of 1870, ss. 6—14. (Aj.) Reg. II of 1877, s. 26.
In case of damage done during preliminary survey, &c.	Act X of 1870, ss. 5—14.
In case of order for temporary acquisition	Act X of 1870, s. 43.
On restoration of land after temporary acquisition	Act X of 1870, s. 44.
Reference to court when and how to be made	Act X of 1870, ss. 15, 18, 38, 43, 45.
Rules for guidance of Collector, &c.	Act X of 1870, s. 59.
Forest Settlement Officer to be deemed Collector, for acquisition of land for reserved forests	Act VII of 1878, s. 10 (a).

**(iii) Enquiry by Court.**

To what, reference to be made generally	Act X of 1870, s. 3.
in Oudh	Act XIII of 1879, s. 3, sch.
Assessors, appointment and fees of	Act X of 1870, ss. 19—22, 31.
and Judge, matters for joint decision of	Act X of 1870, ss. 21, 27—30.
Judge. Matters for sole decision of	Act X of 1870, ss. 39, 45.
Award of, determination and form of	Act X of 1870, ss. 27—30, 34.
special rules regarding amount of	Act X of 1870, s. 26.
exempt from stamp duty	Act X of 1870, s. 57.
bar of suit to set aside	Act X of 1870, s. 58.
appeal from, when, within what time and to what Court,	Act X of 1870, ss. 30, 35, 39.
court-fee payable on appeal against	Act VII of 1870, s. 8.
Procedure to be observed	Act X of 1870, ss. 19, 23, 27, 36, 51.
Costs. Special rules regarding	Act X of 1870, ss. 32—34, 42.
Practitioners in	Act X of 1870, s. 23.

**(d) Means for enforcing.**

Enforced by Magistrate or Commissioner of Police	Act X of 1870, s. 53.
Preliminary investigation and entry for purposes of survey, and penalty for obstruction thereof	Act X of 1870, ss. 4, 5, 46, 52.
Special rules regarding suits for things done in pursuance of the Act	Act X of 1870, s. 58.
Power to take, and time of taking possession	Act X of 1870, ss. 16, 17, 41, 44. Mad. Act II of 1868, s. 7. Reg. II of 1877, s. 26 (4).
Penalty for obstruction	Act X of 1870, s. 52.

**3. Advances by Government for Improvement of.**

"Improvement," definition of	Act XXVI of 1871, s. 3. Act XXI of 1876, s. 2.
Application for advance to be made to Collector	Act XXVI of 1871, ss. 4, 18.
by landlord, procedure on	Act XXVI of 1871, ss. 4, 5, 18.
by tenant, procedure on	Act XXVI of 1871, ss. 7—12, 18.
Certificate of advance, when may be sanctioned by Collector	Act XXVI of 1871, ss. 6, 10, 13, 18.
contents of	Act XXVI of 1871, s. 14. Act XXI of 1876, s. 3.
exempted from registration	Act III of 1877, s. 17 (f).
copy of, to be sent to, and filed by registering officer	Act III of 1877, s. 89.
Instrument of collateral security, exempted from registration	Act III of 1877, s. 17 (f).
from stamp duty	Act I of 1879, ss. 4, 5, sch. I, No. 12 (a).





**LAND—cont.****3. Advances by Government for Improvement of—cont.**

- Advances, recovery of . . . . . Act XXVI of 1871, s. 15.  
     Act XXI of 1876, s. 4.  
     repayment of, manner of . . . . . Act XXVI of 1871, s. 18.  
     costs recoverable as . . . . . Act XXVI of 1871, s. 16.  
     interest on . . . . . Act XXVI of 1871, s. 18.  
     inspection of works carried out by . . . . . Act XXVI of 1871, s. 18.  
     Pledge by landlord of land as security for advance to tenant, not to  
     ship as between landlord and tenant . . . . . Act XXVI of 1871, s. 17.  
     Delegation of powers by Collector to subordinate . . . . . Act XXI of 1876, s. 5.  
     Rules by Local Government for regulation of . . . . . Act XXVI of 1871, s. 18.  
     *See also* TAKKAVI.

**4. Miscellaneous.**

- Attachment of belonging to absconding accused how effected . . . . . Act X of 1872, s. 172.  
     Act IV of 1877, s. 68.  
     Exemption from court-fee of application for service of notice of relinquishment of  
     Act VII of 1870, s. 19, xii.  
     Valuation of suits relating to . . . . . Act VII of 1870, s. 7, iv (e), v (a) to (d), viii.  
     *See also* PRE-EMPTION.  
     Purchase and sale of, by municipalities. *See* MUNICIPALITIES (M.), &c., 2.  
     Entry on. *See* COMMISSION, 6; ENTRY; FORCIBLE ENTRY.  
     Rates on. *See* CALCUTTA MUNICIPALITY, 3; MADRAS CITY MUNICIPALITY, 3; LOCAL  
     FUNDS; MUNICIPALITIES (M.), &c., 3.  
     Damage to, by cattle. *See* CATTLE; POUNDS.  
     *See* ATTACHMENT OF PROPERTY, 1 (b), (d), 4; DISPUTED POSSESSION; GIFT; IM-  
     MOVEABLE PROPERTY; LANDHOLDER; LANDLORD AND TENANT; LOCAL FUNDS;  
     LUNATIC; MUNICIPALITIES: OCCUPANCY; RELEASE; RENT; REVENUE-PAYING LAND;  
     SALE; SMALL TENEMENT; SUCCESSION.

**LAND (M.).**

- To be security for land revenue . . . . . Mad. Act II of 1864, s. 2.  
     Transfer of, invalid unless registered by Collector . . . . . Mad. Reg. XXV of 1802, s. 8.  
     Mad. Reg. XXVI of 1802, ss. 2, 3.  
     Temporarily settled, unauthorized alienations of, to be reported to Board of Revenue  
     Mad. Reg. II of 1803, ss. 41, 44.  
     Disputes regarding occupation, cultivation or irrigation of, cognizable by Collector with aid  
     of village or district panchiyats . . . . . Mad. Reg. XII of 1816.  
     Attachment and sale of, by Collector in execution of decree . . . . . Mad. Reg. II of 1803, ss. 16—23.  
     *See* BOUNDARY-MARKS; BOUNDARIES (M.); LAND REVENUE (M.).

**LAND (Bo.).****1. General. | 2. Bombay City.****1. General.**

- Liability of, to land revenue . . . . . Bom. Act V of 1879, ss. 45, 48.  
     Unoccupied and public lands, sea-shore, and beds of rivers, &c., rights of Government to, and  
     disposal of . . . . . Bom. Act V of 1879, ss. 37—39.  
     *See* TREES.  
     Alienated *See* ALIENATED LAND (Bo.).  
     Unalienated, permission required for, and penalty for unauthorized occupation of, or appro-  
     priation of, for other than agricultural purposes.  
     Bom. Act V of 1879, ss. 60, 61, 65—67, 82, 116, 130, 134, 214 (f).  
     right of occupancy in. *See* RIGHT OF OCCUPANCY (Bo.).  
     Agreement by owner or occupier of, to relinquish rights, chargeable with what stamp duty  
     Act I of 1879, ss. 4, 5, sch. I, No. 5 (b).  
     Possession of, suits relating to right to, cognizable by civil courts . . . . . Act XVI of 1838, s. 1 (1).  
     suit for, valuation of . . . . . Act VII of 1870, s. 7, v, proviso.  
     revenue courts empowered to try summarily, Act XVI of 1838, s. 1 (2).  
     *See* SARANJAMS; SERVICE TENURE.



**LAND (Bo.)—cont.****2. Bombay City.**

Unoccupied lands and foreshore :—

Right of Government to, and disposal of . . . . . Bom. Act II of 1876, ss. 24, 25.

Powers of Collector for abatement or assessment of encroachments on . . . . . Bom. Act II of 1876, ss. 26—29.

Transfers of, by alienation or succession to be notified and registered . . . . . Bom. Act II of 1876, ss. 30—36.

Registers and rent rolls of, maintenance, and inspection of . . . . . Bom. Act II of 1876, ss. 39, 40.

**LAND (Be.).**

Definition of, as used in Bengal Acts . . . . . Ben. Act V of 1867, s. 1.

Partition of. *See* PARTITION OF ESTATES (Be.).

Transfer of, right of proprietors to make, without sanction of Government

Ben. Reg. I of 1793, s. 9.

partial, to be notified to Collector, for assessment of jama

Ben. Reg. I of 1793, s. 10.

Ben. Reg. I of 1801, s. 14.

invalid as against Government if not registered with Collector

Ben. Reg. X of 1801, s. 14.

Purchase of, by Collector and his subordinates and servants at public sale prohibited

Ben. Reg. II of 1793, s. 15.

by Collector's native subordinates and servants at private sale permitted

Ben. Reg. II of 1793, s. 16.

Suits regarding. *See* SONTAL PAIGANAS.

Cesses on. *See* ROAD CESS (Be.).

Arable or pasture, exempt from payment of Howrah Lighting Rate . Ben. Act V of 1873, s. 4.

*See* BENGAL EASTERN FRONTIER.

**LAND (N.).**

Transfer of, right of proprietors to make, without sanction of Government

Ben. Reg. XXVII of 1795, s. 6.

partial, to be notified to Collector for assessment of jama

Ben. Reg. XXVII of 1795, s. 7.

Partition of. *See* PARTITION OF ESTATES (N.).

**LAND (P.).**

Presumption as to ownership of spontaneous produce of, and accessory interests in

Act XXXIII of 1871, ss. 26, 28.

Certified copy of decree affecting, to be forwarded to Deputy Commissioner

Act IV of 1872, s. 21.

*See* PESHAWAR DISTRICT.

**LAND (O.).**

Sanction required to sale of, in execution of decree . . . . . Act XVIII of 1876, s. 20.

Suits relating to. *See* CIVIL COURT (O.); SETTLEMENT OF LAND (O.), 2.

**LAND (Bu.).**

When liable to, and when exempt from, payment of land revenue . . . . . Act II of 1876, s. 23.

When held to be in possession of any person . . . . . Act II of 1876, s. 3 (a).

Rights not acquired under Land and Revenue Act in land—

included in Reserved Forest, Fishery, Town, Military Cantonment, or Civil Station

Act II of 1876, ss. 4 (a) (b) (d) (f) (g), 5.

occupied by public road, canal, drain, embankment, dwelling-house, monastery,

pagoda, sacred building or school . . . . . Act II of 1876, ss. 4 (c) (e) (h), 5.

over land other than above, how acquired . . . . . Act II of 1876, ss. 6, 7.

*See also* LANDHOLDER (Bu.).

Rules for disposal of, not owned by individuals, power to make

Act II of 1876, ss. 18—22.

jurisdiction of civil court barred as to questions arising out of

Act II of 1876, ss. 55 (b), 56.

*See also* GRAZING LAND; TOUNGYA CULTIVATION.





**LAND (Aj.).**

- Certain Government rights in, reserved . . . . . Reg. II of 1877, ss. 3—6.  
 Exempted from attachment in execution of decree . . . . . Reg. I of 1877, s. 30.  
*See IMPROVEMENTS TO LAND (Aj.); PARTITION OF ESTATES (Aj.).*

**LAND ACQUISITION ACT** . . . . . Act X of 1870.

**LAND CESS (Bo.).** *See LOCAL FUND (Bo.); SINDH.*

**LAND EXPEDITION.**

- Jurisdiction of prize court in case of capture in . . . . . 27 & 28 Vic., c. 25, s. 34.

**LANDHOLDER.**

- Bound to report certain matters to the Police  
     Act X of 1872, s. 90. | Ben. Act VI of 1870, s. 66.  
     Mad. Reg. I of 1830, s. 3. | Ben. Reg. XVII of 1829, s. 3.  
 Liability of, or his agent or manager, for riot held on his land or for his benefit  
     Act XLV of 1860, ss. 154—156.  
     for connivance at breach of Inland Customs Act . . . . . Act VIII of 1875, s. 16.  
     to supply labour for urgent repairs, &c., to canal or drainage work  
     Act VIII of 1873, s. 64.

*See also FORCED LABOUR.*

- When and by whom warrant may be directed to . . . . . Act X of 1872, s. 162.

Loans to and by, prohibited. *See LOAN.*

- Laws relating to suits between landholders and their tenants or agents not affected by Code of  
 Civil Procedure . . . . . Act XII of 1879, s. 4.

*See also CRIMINAL TRIBES; EUROPEAN BRITISH SUBJECT, 1; EXCISE; INFORMATION;  
 LANDLORD AND TENANT; PATWÁRÍS; TROOPS.*

**LANDHOLDERS (M.).**

- Liability of, for revenue after unregistered transfer . . . . . Mad. Reg. XXV of 1802, s. 8.  
     Mad. Reg. XXVI of 1802, s. 3.  
 Duties and liabilities of, in reference to salt. *See SALT (M.).*  
 Right of, to kill wild male elephants on private lands . . . . . Mad. Act I of 1873, s. 5.  
*See BOUNDARY-MARKS; LANDLORD AND TENANT (M.); LOAN; ZAMÍNDÁRS.*

**LANDHOLDERS (Bo.).**

- Procedure and jurisdiction of, not affected by Code of Criminal Procedure  
     Act X of 1872, s. 541 (a).  
*See BOUNDARY-MARKS.*

**LANDHOLDERS (Be.).**

- General liabilities of, from what date commence . . . . . Ben. Act VII of 1876, s. 68.  
 Attendance of, and furnishing of accounts by, enforceable by Collector by daily fine subject to  
 appeal to and control of Commissioner of Revenue  
     Ben. Reg. XII of 1817, ss. 31, 32. | Act XX of 1848.  
     Ben. Reg. II of 1819, ss. 10, 11. | Ben. Act VII of 1868, s. 1. &c.  
     Ben. Reg. VII of 1822, s. 19.  
 Not to be required to attend personally before Collector when attendance of agent is sufficient  
     Ben. Reg. I of 1801, s. 10.  
 Bound to assist enumerators in taking census . . . . . Ben. Act XI of 1871, s. 5.  
 Powers and duties of, in reference to Patwáris. *See PATWÁRÍS.*  
 Disqualified. *See COURT OF WARDS; LAND REVENUE (Be.) 2.*  
 Transfer of land by. *See LAND (Be.).*  
 Not to interfere in matters within cognizance of Courts or Magistrates  
     Ben. Reg. VIII of 1793, s. 66.  
 Death of, to be reported by Kánúngo to Collector . . . . . Ben. Reg. V of 1816, s. 7 (8).  
     Ben. Reg. I of 1819, s. 4 (1).  
 Authorized to resume non-bádsbhái revenue-free grants made after 1st December 1790  
     Ben. Reg. XIX of 1793, s. 10.  
 Claims by or against, as to right to assess revenue-free lands or hold lands free of revenue  
 cognizable by civil courts . . . . . Ben. Act VII of 1862, s. 2.

**LANDHOLDERS (Be.)—cont.**

Competent to grant leases for such term and in such form as they choose, but not so as to exceed their own interest . . . . . Ben. Reg. V of 1812, ss. 2, 3.

Ben. Reg. XVIII of 1812, s. 2.

Ben. Reg. VIII of 1819, s. 2.

When liable to assessment of *chaukidāri* rate . . . . . Ben. Act VI of 1870, s. 14.

In Katak, responsible for police duties and for preservation of peace, &c.

Ben. Reg. XII of 1805, s. 4 (2) (15).

certain, invested with powers of police officers in their respective estates

Ben. Reg. XIII of 1805, s. 4 (2).

bound to afford assistance in preventing breach of peace and apprehending offenders

Ben. Reg. XIII of 1805, s. 8.

liability of, for conniving at robbery or other public offence

Ben. Reg. XIII of 1805, s. 9.

Registration and changes of. *See* LAND REGISTERS (Be.); MUTATION OF NAMES (Be.).

*See also* LAND REVENUE (Be.); OPIUM (Be.); PATNI TALUQS; PERSONAL ATTENDANCE; SETTLEMENT OF LAND (Be.); SUCCESSION, 2; WILL, 3.

**LANDHOLDERS (N.).**

Transfer of land by. *See* LAND (N.).

Disqualified. *See* COURT OF WARDS (N.); LAND REVENUE (N.).

*See also* BOUNDARY MARKS; LANDLORD AND TENANT (N.); TALUQDARS (N.); PATWÁRÍS (N.); VILLAGE POLICE AND ROAD POLICE.

**LANDHOLDERS (P.).**

Responsibility of, for land-revenue. *See* LAND-REVENUE (P.); SETTLEMENT OF LAND (P.).

**LANDHOLDERS (O.). *See* OPIUM (Be., &c.).****LANDHOLDERS (Bu.).**

Rights of, Nature and acquisition of . . . . . Act II of 1876, ss. 6—8.

Relinquishment, forfeiture and recovery of . . . . . Act II of 1876, ss. 9—14.

Declaration of acquisition of, and effect and cancellation thereof

Act II of 1876, ss. 15, 16.

Questions as to acquisition and forfeiture of, how dealt with by Civil Court

Act II of 1876, s. 17.

Jurisdiction of civil court as to, when barred . . . . . Act II of 1876, ss. 55 (a). 56.

**LANDHOLDERS (Aj.).**

Responsibility of, to maintain peace, prevent offences and arrest and pursue offenders

Reg. III of 1877, s. 23.

**LAND IMPROVEMENT. *See* IMPROVEMENT TO LAND; LAND, 3; TAKKÁVÍ.****LANDING-PLACES. *See* KARACHÍ; PORTS; PUBLIC ROAD.****LANDLORD AND TENANT.**

Effect of license to lessee to do act without forfeiture . . . . . Act XXVIII of 1866, ss. 20, 21.

Apportionment of conditions of re-entry in certain cases . . . . . Act XXVIII of 1866, s. 22.

Tenant how far estopped from disputing landlord's title . . . . . Act I of 1872, s. 116.

when entitled to file suit of interpleader against landlord . . . . . Act X of 1877, s. 474.

Presumption as to existence and continuance of relationship of. . . . . Act I of 1872, s. 109.

Relation of, to accused or injured party, ground of objection to juror, Act X of 1872, s. 244 (2).

Act X of 1875, s. 47 (b), 54 (e).

Suits between, valuation of . . . . . Act VII of 1870, ss. 7, xi.

forms of plaint in . . . . . Act X of 1877, sch. IV, Nos. 20—22, 55, 67, 83, 95.

special laws relating to, not affected by Code of Civil Procedure, Act X of 1877, s. 4.

Act XII of 1879, s. 4.

Suit by landlord to recover possession from tenant, limitation of time for

Act XV of 1877, s. 4, sch. II, No. 139.

Right of tenant to compensation for improvements. *See* IMPROVEMENTS TO LAND.

Notice of enhancement of rent, exemption from Court-fee of application for service of

Act VII of 1870, s. 19, xii.

Enhancement of rent, valuation (for purposes of court-fee) of suit for

Act VII of 1870, s. 7 xi (b).





**LANDLORD AND TENANT—cont.**

Abatement of rent, valuation (for purpose of court-fee) of suit for, Act VII of 1870, s. 7, xi (f).  
 Court-fee on application to deposit rent, in court . . . Act VII of 1870, s. 6, sch. II, No. 1 (b).  
 Forms of plaint in suits for rent . . . Act X of 1877, sch. IV, Nos. 20—22, 55.  
 Suit for arrears of rent may be joined with suit for immoveable property

Act X of 1877, s. 44, rule (a).  
 limitation of time for . . . Act XV of 1877, s. 4, sch. II, No. 110.  
 cognizable by Mufassal Court of Small Causes when not cognizable by  
 Revenue Court . . . Act XI of 1865, s. 6, proviso (6).  
 triable without appeal by Subordinate Judges in Dekkhan

Act XVII of 1879, ss. 3—10.  
 Delivery of immoveable property in occupancy of tenant how effected in execution of decree  
 Act X of 1877, s. 264.  
 Act XII of 1879, s. 39.

Respective liability of, for water-rates. *See* WATER-RATES.

Excise farmer entitled to recover arrears of duty by process for recovery of arrears of rent from  
 tenant . . . Act X of 1871, s. 30.  
 Ben. Act VII of 1878, s. 25.

*See* CROPS; IMPROVEMENTS TO LAND.

**LANDLORD AND TENANT (M.).**

1. Nature and Proof of the Contract.
2. Payment and Recovery of Rent.
3. Mutual Rights and Liabilities in respect of Compulsory Payments.
4. Ejectment and Relinquishment.
5. Suits between.

**1. Nature and Proof of the Contract.**

Exchange of pattās and muchalkās, how far compulsory and how enforced

Mad. Reg. XXV of 1802, s. 14.  
 Mad. Act VIII of 1865, ss. 3—10, 13, 86.  
 Rights of cultivators not affected by permanent settlement . . . Mad. Reg. IV of 1822.  
 Contracts with, and payments by tenant how far binding on Collector and purchaser on attach-  
 ment and sale of land for arrears of land revenue . . . Mad. Act II of 1864, ss. 32, 33, 41.  
 Mad. Act VI of 1867, s. 23.

**2. Payment and Recovery of Rent.**

Landholders bound to give receipts for rent . . . Mad. Reg. XXV of 1802, s. 14.  
 Mad. Act VIII of 1865, s. 81.  
 Power to direct tenant to furnish security for rent . . . Mad. Act VIII of 1865, s. 82.  
 Rules to govern decisions as to rates of rent, in both revenue and civil courts  
 Mad. Act VIII of 1865, ss. 11, 87.  
 Mad. Act II of 1871, s. 1.  
 Arrears of rent, interest chargeable on . . . Mad. Act VIII of 1865, s. 37.  
 recovery of, by distress and sale of moveable property and crops of tenant  
 Mad. Act VIII of 1865, ss. 2, 13, 14, 36.

*See also* DISTRESS FOR RENT, 2.

by sale of defaulter's interest in land in case of certain landholders

Mad. Act VIII of 1865, ss. 38—40.  
 arrest and imprisonment of tenant for . . . Mad. Act VIII of 1865, ss. 45—48.  
 Unauthorized exaction by landholder in excess of, penalty for . . . Mad. Act VIII of 1865, s. 5.

**3. Mutual Rights and Liabilities in respect of Compulsory Payments.**

Liability of tenant's moveable property on land in Madras town, for land-revenue assessed on  
 such land . . . Mad. Act VI of 1867, s. 4.  
 Right of tenant in Madras Town to deduct from rent any payment of land-revenue

Act XII of 1851, s. 8.  
 Mad. Act VI of 1867, ss. 17, 19.  
 Mad. Act II of 1864, s. 11.  
 Right of landholder to recover portion of local rates from tenant, Mad. Act IV of 1871, ss. 47, 50.  
 Liabilities and rights of tenant in reference to municipal or local tax or expenses recovered  
 from him for landlord . . . Mad. Act III of 1871, s. 53, 121.  
 Mad. Act V of 1878, ss. 204, 390, 404.  
 Mad. Act IV of 1871, s. 61.



**LANDLORD AND TENANT (M.)—cont.****4. Ejectment and Relinquishment.**

Landholders not empowered to eject tenants except by decree of civil or revenue court

Mad. Act VIII of 1865, s. 12.

Tenant when and how empowered to surrender lease . . . Mad. Act VIII of 1865, s. 12.

Ejectment of tenant for arrears . . . Mad. Act VIII of 1865, ss. 41—44.

**5. Suits between.**

Disputes between, as to certain matters and claims arising out of exercise of landlord's powers for recovery of rent, cognizable:—

by Collector in summary suit

Mad. Act VIII of 1865, ss. 5, 8, 12, 17, 20, 32, 40, 49, 83.

or by ordinary civil courts . . . Mad. Act. VIII of 1865, ss. 78, 87.

**LANDLORD AND TENANT (Bo.).****1. Nature and Proof of Contract and power to vary.****3. Mutual Rights and Liabilities in respect of Compulsory Payments.****2. Payment and Recovery of Rent.****1. Nature and Proof of Contract and power to vary.**

Rules for determining rent, duration and nature of tenure of tenant

Bom. Act V of 1879, s. 83.

Tenant when entitled to abatement of rent on interruption of water-supply

Bom. Act VII of 1879, s. 43.

Period and notice of termination of annual tenancy . . . Bom. Act V of 1879, s. 84.

**2. Payment and Recovery of Rent.**

Superior holder, bound to give receipt for rent or revenue . . . Bom. Act V of 1879, ss. 58, 59.

when bound to recover dues through village officers

Bom. Act V of 1879, s. 85.

entitled to assistance of Collector for recovery of dues

Bom. Act V of 1879, ss. 86, 87.

special powers for recovery of dues, &c., conferable on, and exercise thereof

Bom. Act V of 1879, ss. 88—94.

Powers of landlord for recovery of local cess from tenant . . . Bom. Act III of 1869, s. 8.

Claims arising out of rendering of assistance by Government for realization of dues from tenants, excluded from jurisdiction of civil court . . . Act X of 1876, ss. 4 (c), 5 (c).

**3. Mutual Rights and Liabilities in respect of Compulsory Payments.**

Rights and liabilities of tenant in respect of land revenue due from landlord

Bom. Act V of 1879, s. 136.

Right of superior holder to recover commuted assessment of land revenue from inferior holder

Bom. Act V of 1879, s. 50.

Right of tenant to prevent forfeiture of landlord's holding by payment of land revenue

Bom. Act V of 1879, s. 80.

Liabilities and rights of tenant in reference to municipal tax or expenses recovered from him for landlord . . . Bom. Act III of 1872, ss. 134, 280—284.

Bom. Act IV of 1878, s. 38.

Bom. Act VI of 1873, ss. 77—79.

See NOTES.

**LANDLORD AND TENANT (Bo., C.).\*****1. The Contract and power to vary it.****3. Mutual Rights and Liabilities in respect of Compulsory Payments.****2. Payment and Recovery of Rent.****4. Ejectment and Relinquishment.****5. Suits between.****1. The Contract and power to vary it.**

Right of Government to legislate for, reserved . . . Ben. Reg. I of 1873, s. 8 (1).

Right of tenant to patta, and of landlord to kabūliyat

Act X of 1859, ss. 2, 8, 9, 76.

Ben. Act VIII of 1869, ss. 2, 8—10.

Ben. Act I of 1879, ss. 5, 9, 10, 86.

\* Act X of 1859 alone applies to the Central Provinces.





**LANDLORD AND TENANT (Be., C.)\*—cont.****1. The Contract and power to vary it—cont.**

Nature of tenures of tenants determinable by Settlement Officer subject to suit in civil court to try the right . . . Ben. Reg. VII of 1822 14, (1)—(3).

Tenants, dependent taluqdárs, &c., holding at fixed rates since permanent settlement not liable to enhancement of rent and presumptive proof of such holding, Act X of 1859, ss. 3, 4, 15, 16. Ben. Act VIII of 1869, ss. 3, 4, 16, 17. Ben. Act I of 1879, s. 18.

Proprietors not allowed to increase rent of dependent taluqdárs except on certain specified grounds, and penalty . . . Ben. Reg. VIII of 1793, ss. 51, 65. Ben. Act VIII of 1879, s. 4. receive more than rent agreed on, and penalty therefor Ben. Reg. VIII of 1793, ss. 52, 65.

Occupancy tenants, how constituted, at what rate entitled to hold, and when liable to enhancement or entitled to abatement of rent

Act X of 1859, ss. 5—7, 13, 14, 17, 18.

Ben. Act VIII of 1869, ss. 5—7, 14, 15, 18, 19. Ben. Act I of 1879, ss. 6—8, 19—28. Ben. Act VIII of 1879, ss. 4—6, &c. when entitled to abatement of rent on interruption of water-supply

Ben. Act III of 1876, ss. 28, 29.

Enhancement of rent of tenant holding without or after expiry of written agreement, notice of, how served, and mode of contesting . . . Act X of 1859, ss. 13, 14. Ben. Act VIII of 1869, ss. 14, 15.

Tenants and under-tenants, fixing and enhancement of rent of, at settlement. *See SETTLEMENT OF LAND (Be.).*

Serious disputes between, regarding rent. *See AGRARIAN DISPUTES.*

Rights and powers of landlord as to survey and measurement of tenants' land

Ben. Act VI of 1862, ss. 9—11.

Ben. Act VIII of 1869, ss. 25, 37—41.

Ben. Act I of 1879, s. 33.

**2. Payment and Recovery of Rent.**

Instalments of, when payable . . . Ben. Reg. VIII of 1793, s. 64.

Tenant bound to pay rent only to registered proprietors, &c., and indemnified for such payment Ben. Act VII of 1876, ss. 78, 79.

Produce of tenant's land hypothecated for rent payable in respect thereof

Ben. Reg. VI of 1823, s. 4 (2).

Act X of 1859, s. 112.

Act X of 1836, s. 2. Ben. Act VIII of 1865, s. 68.

Powers of landholders, managers, sarbaráhkárs, tahsildárs, &c., to distrain and sell crops for arrears of rent, and procedure therefor . . . Act X of 1859, ss. 112—145.

Act XI of 1859, s. 55.

Ben. Act VIII of 1869, ss. 68—101.

*See also DISTRESS FOR RENT, 2.*

Liability of tenant's moveable property on land in Calcutta for land revenue assessed on such land . . . Act XXIII of 1850, s. 3.

Right of tenant to deposit rent before suit to credit of landlord and procedure thereon

Ben. Act VI of 1862, ss. 4, 5.

Ben. Act VIII of 1869, ss. 46, 47.

Ben. Act I of 1879, ss. 13, 14.

Landholders prohibited from compelling attendance of tenants or adopting means for enforcing payment of rent, other than those specifically authorized . . . Act X of 1859, s. 11.

Ben. Act VIII of 1869, s. 12.

Ben. Act I of 1879, s. 16.

Tenant entitled to compensation for exaction, or extortion of, or withholding receipt for, rent

Act X of 1859, ss. 10—12.

Ben. Act VIII of 1869, ss. 11—13.

Ben. Act I of 1879, ss. 11, 12, 16, 17.

Extortion of rent criminally punishable notwithstanding summary award of compensation

Act X of 1859, s. 12.

Ben. Act VIII of 1869, s. 13.

Ben. Act I of 1879, s. 17.

\* Act X of 1859 alone applies to the Central Provinces.

**LANDLORD AND TENANT (Be., C.)\*—cont.****3. Mutual rights and liabilities in respect of compulsory payments.**

Contracts between zamindárs and tenants not affected by zamindári dák cess

Ben. Act VIII of 1862, s. 12.

Powers of landholder for recovery of expenses of boundary marks from tenure-holders

Ben. Act V of 1875, s. 38, &c.

Landlord when and how entitled to recover from tenant part of cost of maintenance of embankment

Ben. Act VI of 1873, ss. 40, 45, 46, 51.

Right of owner to recover lighting rate from occupier

Ben. Act V of 1873, ss. 7, 8.

Right of landlord to recover from tenant payments on account of Hugli and Burdwan drainage works

Ben. Act V of 1871, ss. 33, 34.

Under tenant and raiyat how far liable to pay road cess to landlord

Ben. Act X of 1871, ss. 21, 24, 25, 39.

Rights and liabilities of tenant in respect of municipal taxes and costs due from owner or occupier

Ben. Act IV of 1876, ss. 90—103, 364—370.

Ben. Act V of 1876, ss. 96, 185—188.

Ben. Act VI of 1878, ss. 5, 6.

Right of tenant in Calcutta to deduct from rent any payment of land revenue

Act XXIII of 1850, s. 4.

to require owner to construct works required for water supply

subject to what conditions Ben. Act IV of 1876, ss. 150—157.

**4. Ejectment and Relinquishment.**

Ejectment of tenants having right of occupancy and farmers to be only in execution of decree

Act X of 1859, ss. 21, 22.

Ben. Act VIII of 1869, ss. 22, 23.

Ben. Act I of 1879, ss. 31, 32.

for arrears of rent, when and how effected

Act X of 1859, ss. 20, 21, 25.

Ben. Act VIII of 1869, ss. 21, 22.

Ben. Act I of 1879, ss. 31, 32.

suit for, on what ground to lie

Act X of 1859, s. 78.

Ben. Act VIII of 1869, s. 52.

frame of and decree in

Act X of 1859, s. 78.

Right of tenant to relinquish land by notice served through Collector

Act X of 1859, s. 19.

Ben. Act VIII of 1869, s. 20.

Ben. Act I of 1879, s. 29.

**5. Suits between.**

Jurisdiction, procedure and limitation of time for. *See* RENT SUITS (Be.).

*See also* CRASSES; CHUTIA NAGPUR TENURES; DIRECT MANAGEMENT (Be.); DISTRESS FOR RENT, 2; LEASE; PATNI TALUQS; RENT; SONTAL PARGANAS; TALUQDARS.

**LANDLORD AND TENANT (N.).**

1. Nature and Proof of the Contract and power to vary it.

2. Payment and Recovery of Rent.

3. Mutual Rights and Liabilities in respect of Compulsory Payments.

4. Ejectment and Relinquishment.

5. Suits between.

**1. Nature and Proof of the Contract and power to vary it.**

Right of Government to legislate for, reserved

Ben. Reg. XXVII of 1795, s. 5 (1).

All tenants entitled to leases and landlords to reciprocal engagements

Act XVIII of 1873, ss. 24—28.

Lease for period exceeding term of landholder's engagement, voidable on expiration of such term

Act XVIII of 1873, s. 29.

Nature of tenure of tenant determinable by revenue court

XVIII of 1873, ss. 10, 95 (a).

not determinable by civil court

Act XIX of 1873, s. 241 (e).

to be recorded by settlement officer in record of rights

Act XIX of 1873, ss. 63, 68, 69.

Classification of tenants not to be altered during currency of settlement except on application

Act XIX of 1873, s. 93.

\* Act X of 1859 alone applies to the Central Provinces.





**LANDLORD AND TENANT (N.)—cont.****1. Nature and Proof of the Contract and power to vary it—cont.**

- Tenants at fixed rates, defined, and presumption as to . . . Act XVIII, of 1873, ss. 5, 6  
 grounds of and time for enhancement or abatement of rent of . . . Act XVIII of 1873, ss. 11, 18, 19.  
 occupancy right of, heritable and transferable . . . Act XVIII of 1873, s. 9.  
 right of occupancy not acquired by occupation or cultivation of land  
 held from . . . Act XVIII of 1873, s. 8, prov. 1 (a).
- Ex-proprietary and occupancy tenants:—**  
 how constituted and at what rent entitled to hold . . . Act XIX of 1873, ss. 50—52, 54, 71, 72.  
 . . . Act XVIII of 1873, ss. 7, 8.  
 caste and class when to be taken into consideration in determining rent of . . . Act XVIII of 1873, ss. 20, 211 (a).  
 grounds of and time for enhancement and abatement of rent of . . . Act XVIII of 1873, ss. 12—17, 19, 211 (a).  
 . . . Act XIX of 1873, ss. 70—77.  
 rights of, when and to what extent heritable and transferable . . . Act XVIII of 1873, s. 9.  
 agreements as to rent of, binding on parties thereto . . . Act XVIII of 1873, s. 22.  
 commutation of rents of:—  
 powers of settlement officer as to . . . Act XIX of 1873, ss. 73, 74, 257 (b).  
 . . . Act VIII of 1879, s. 9.  
 investiture of other officers with power to entertain application for . . . Act XIX of 1873, s. 78.  
 when entitled to abatement of rent on interruption of water supply . . . Act VIII of 1873, ss. 11, 12.
- Tenants-at-will, when liable to pay rent in excess of previous year's rent . . . Act XVIII of 1873, s. 21.

**2. Payment and Recovery of Rent**

- Remission or suspension of rent in case of damage or destruction of crops . . . Act XVIII of 1873, s. 23.
- Right of tenant to deposit rent before suit to credit of landlord and procedure thereon . . . Act XVIII of 1873, ss. 50—55.
- Produce of tenant's land hypothecated for rent . . . Ben. Reg. VI of 1823, s. 4 (2).  
 . . . Act X of 1836, s. 2.  
 . . . Act XVIII of 1873, s. 56.
- Powers of landholders, managers, &c., to distrain and sell crops for arrears of rent and procedure therefor . . . Act XVIII of 1873, ss. 56—90.
- See also DISTRESS FOR RENT, 2.*
- Right of tenant to compensation for exaction in excess of, or extortion of, or withholding receipt for rent . . . Act XVIII of 1873, ss. 48, 49.
- Extortion of rent punishable notwithstanding award of compensation . . . Act XVIII of 1873, s. 49.
- Instalments of rent when to be deemed in arrear . . . Act XVIII of 1873, s. 212.  
 . . . Act XIX of 1873, s. 65 (e).  
 . . . Act VIII of 1879, s. 7.
- Payments of rent by tenant to landholder after, or in anticipation of, proceedings for recovery of revenue when void . . . Act XIX of 1873, ss. 161, 162.
- Division or appraisal of crops, by officer of revenue court and arbitrators in case of rent so payable . . . Act XVIII of 1873, s. 43.

**3. Mutual Rights and Liabilities in respect of Compulsory Payments.**

- Local rates paid by landlord, when and to what extent and in what court, recoverable from tenant . . . Act III of 1878, ss. 3, 8, 9, 16.  
 . . . Act VIII of 1879, ss. 28, 29.
- Landlord when entitled to recover patwārī's rate from tenants holding rent-free or at fixed or beneficial rates . . . Act XIX of 1873, s. 20.  
 . . . Act VIII of 1879, s. 4.



LANDLORD AND TENANT (N.)—*cont.*

## 4. Ejectment and Relinquishment.

- Ejectment of tenants at fixed rates, ex-proprietary and occupancy tenants, and tenants holding under unexpired lease how effected . . . . . Act XVIII of 1873, ss. 34, 35.  
 of tenants at will, on what grounds allowed . . . . . Act XVIII of 1873, ss. 34, 36.  
 notice of, language and contents of, and mode of service through tahsildār . . . . . Act XVIII of 1873, ss. 36—38.  
 effect of failure of tenant to contest, and assistance to landholder to enforce . . . . . Act XVIII of 1873, ss. 39, 40.  
 when void . . . . . Act XVIII of 1873, s. 41.  
 decree for, frame and execution of . . . . . Act XVIII of 1873, ss. 149, 153.  
 Powers of landlord to implead parties claiming title through tenant in suit for ejectment and of tenants to implead parties claiming through landlord . . . . . Act XVIII of 1873, s. 210.  
 Right of ejected tenants to, and effect of tender by landholder of payment for ungathered crops . . . . . Act XVIII of 1873, s. 42.  
 Notice of relinquishment of land by tenant :—  
 when required and term of . . . . . Act XVIII of 1873, s. 31.  
 mode of service of, through tahsildār . . . . . Act XVIII of 1873, ss. 32, 33.

## 5. Suits between.

When cognizable by Revenue Courts. *See* RENT SUITS (N.); REVENUE COURT (N.).  
 Managers of estates and cosharers when entitled to sue as landholders . . . . .

Act XVIII of 1873, ss. 105, 106.

*See* CRESSERS (N.); DWELLING HOUSES; INTERMEDIATE TENURE (N.); MANUFACTORIES;  
 RENT-FREE LANDS (N.)

## LANDLORD AND TENANT (P.)

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|--|---|
| 1. Nature and Proof of Contract and power to vary. | 3. Mutual Rights and Liabilities in respect of Compulsory Payments. |
| 2. Payment and Recovery of Rent.                   | 4. Ejectment and Relinquishment.                                    |
|  | 5. Suits between.   |

## 1. Nature and Proof of Contract and power to vary.

- Decrees under which tenants hold and agreements in writing not affected by provisions of law . . . . . Act XXVIII of 1868, s. 2.  
 \* Reg. III of 1873, s. 2.  
 Occupancy tenants, right of, how acquired, presumption as to and rebuttal thereof . . . . . Act XXVIII of 1868, ss. 5—7.  
 \* Reg. III of 1873, ss. 5—7.  
 suit to establish, on what grounds . . . . . Act XXVIII of 1868, s. 8.  
 \* Reg. III of 1873, s. 8.  
 not acquired by mere lapse of time nor in common lands of patidārī village community . . . . . Act XXVIII of 1868, s. 9.  
 \* Reg. III of 1873, s. 9.  
 \* Reg. III of 1874.  
 alienable, subject to right of pre-emption of landlord . . . . . Act XXVIII of 1868, ss. 34, 35.  
 \* Reg. III of 1873, ss. 34, 35.  
 inheritable subject to restriction . . . . . Act XXVIII of 1868, s. 36.  
 \* Reg. III of 1873, s. 36.  
 when entitled to right of pre-emption as to landlord's estate . . . . . Act IV of 1872, s. 12.  
 Act XII of 1878, s. 2.  
 power of, to let or sub-let and liabilities of lessee or sub-lessee of . . . . . Act XXVIII of 1868, ss. 32, 33.  
 \* Reg. III of 1873, ss. 32, 33.  
 grounds and extent of enhancement of rent of . . . . . Act XXVIII of 1868, ss. 11—13.  
 \* Reg. III of 1873, ss. 11—13.  
 of abatement of rent of . . . . . Act XXVIII of 1868, s. 14.  
 \* Reg. III of 1873, s. 14.





### 1. Nature and Proof of Contract and power to vary—cont.

- ## 2. Payment and Recovery of Rent.

- ### 3. Mutual Rights and Liabilities in respect of Compulsory Payments.

- #### 4. Ejectment and Relinquishment.

- See* IMPROVEMENTS TO LAND.

- ## 5. Suits between.

- When cognizable by civil and when by revenue courts . . . Act XXVIII of 1868, s. 42.  
\* Reg. III of 1873, s. 42.

*See SETTLEMENT RECORD.*

**LANDLORD AND TENANT (U.)**

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|--|---|
| 1. Nature and Proof of Contract and power to vary. | 3. Mutual Rights and Liabilities in respect of Compulsory Payments. |
| 2. Payment and Recovery of Rent.                   | 4. Ejectment and Relinquishment.                                    |
|  | 5. Suits between.   |

- 1. Nature and Proof of Contract and power to vary.**

- Act XIX of 1868, ss. 7—10.  
Written agreements to prevail over provisions of the law with respect to rates of rent  
Act XIX of 1868, s. 2.

**See LEASES (O.).**

**LANDLORD AND TENANT (O.)—cont.****1. Nature and Proof of Contract and power to vary—cont.**

- Right of landlord to enter, survey and measure lands comprised in estate, Act XIX of 1868, s. 27.  
 Occupancy tenants, right of, how acquired and how lost . . . Act XIX of 1868, ss. 5, 6.  
     heritable, but not transferable . . . Act XIX of 1868, s. 5.  
     grounds of enhancement of rent of . . . Act XIX of 1868, ss. 32—34.  
     commutation of rents of, during progress of settlement  
         Act XIX of 1868, s. 28.  
         at other times by officers specially empowered  
             Act XIX of 1868, s. 29.  
             Act XIV of 1878.

**Right of occupancy of proprietor in sir-land:—**

- on exclusion from settlement. . . . Act XVII of 1876, s. 37.  
 on attachment, annulment of settlement or sale for arrears  
     Act XVII of 1876, s. 157.  
 on management, sale, &c., in execution of decree of civil court  
     Act XVIII of 1876, ss. 25, 39 (g).  
 Enhancement of rent of tenant, not to be decreed except after payment of compensation for  
 improvements . . . Act XIX of 1868, s. 22.  
 Under-proprietors and tenants, on what grounds entitled to abatement of rent  
     Act XIX of 1868, s. 19.  
 Tenants, when may be allowed remission of rent . . . Act XIX of 1868, s. 20.  
 Tenant-at-will when liable to payment in excess of previous year's rent  
     Act XIX of 1868, ss. 35, 36.

**2. Payment and Recovery of Rent.**

- Right of under-proprietor or tenant to receipt, and recovery of compensation for withholding  
 receipt or illegal exaction of rent  
     Act XIX of 1868, ss. 13, 18.  
 deposit rent in Court to credit of landlord, procedure  
 thereon, and effect thereof  
     Act XIX of 1868, ss. 14—17.  
 Extortion of rent punishable notwithstanding award of compensation  
     Act XIX of 1868, s. 18.  
 Arrears of rent, defined . . . Act XIX of 1868, s. 12.  
 Powers of landlords, managers, &c., to distrain and sell crops for arrears of rent, and procedure  
 therefor . . . Act XIX of 1868, ss. 47—82.  
 Payments of rent after or in anticipation of proceedings for recovery of revenue when void  
     Act XVII of 1876, ss. 127, 128.  
 Division or appraisalment by officer of revenue court of crops taken for rent  
     Act XIX of 1868, ss. 30, 31.

**3. Mutual Rights and Liabilities in respect of Compulsory Payments.**

- Local rates paid by landlord to what extent recoverable from tenant in revenue court  
     Act IV of 1878, ss. 7, 8.

**4. Ejectment and Relinquishment.**

- Ejectment of occupancy tenants and of tenants holding under unexpired lease, effected only  
 by decree . . . Act XIX of 1868, s. 41.  
 of tenants-at-will, on what grounds and how effected . . . Act XIX of 1868, s. 42.  
 time for, general grounds of, and grounds for contesting  
     Act XIX of 1868, ss. 37—40.  
 notice of, language, and contents and mode of service of Act XIX of 1868, ss. 42, 43.  
 effect of failure of tenant to contest, and grant of assistance to landlord  
 to enforce . . . Act XIX of 1868, ss. 44, 45.  
 rent payable on postponement of . . . Act XIX of 1868, s. 11.  
 Right of ejected tenant to compensation for ungathered crops . . . Act XIX of 1868, s. 46.  
*See IMPROVEMENTS TO LAND (O.).*  
 Notice of relinquishment of land by tenant when requisite, term of and mode of service  
 through tahsildár . . . Act XIX of 1868, s. 21.

**5. Suits between.**

- Cognizable by revenue courts. *See RENT SUITS (O.); REVENUE COURT (O.).*





**LANDLORD AND TENANT (Bu.).**

- Possession of land by tenant held to be possession by landlord . . . Act II of 1876, s. 3 (a).  
 Liability of tenant for land revenue, or rate, &c., due from landlord . . . Act II of 1876, s. 37.

**LANDLORD AND TENANT (Aj.).**

- Status of tenants to be entered in settlement record . . . Reg. II. of 1877, s. 65 (4).  
 Tenants of istimrârdârs presumed to be tenants-at-will . . . Reg. II of 1877, s. 21.  
 Ex-proprietary and occupancy tenants, at what rent entitled to hold, and power of revenue officer to fix rent of, . . . Reg. II of 1877, ss. 41—43.  
 grounds of and order for enhancement and abatement of rent of . . . Reg. II of 1877, ss. 44—46.  
 commutation of rent of when to be effected by revenue officer . . . Reg. II of 1877, s. 47.  
 Division or appraisalment of crop as between landlord and tenant how effected . . . Reg. II of 1877, ss. 48—51.  
 Mode of ejectment of tenants . . . Reg. II of 1877, ss. 52—54.  
 Title of tenant to compensation for improvements . . . Reg. II of 1877, s. 55.  
 Relinquishment of land by tenant . . . Reg. II of 1877, s. 56.  
 Record of evidence in suits between landlord and tenant . . . Reg. I of 1877, s. 29.

**LANDLORD AND TENANT PROCEDURE ACT . . . Ben. Act VIII of 1869.****LAND MARK.**

- Mischief by destroying or moving :—  
 penalty for . . . Act XLV of 1860, s. 434.  
 interposition of police to prevent . . . Act X of 1872, s. 98.

**LAND RATE (Bu.).**

- Power to levy, in lieu of capitation tax in Rangoon, Bassein, Thayetmyo, Prome, Tounghoo, Akyab, and Kyauk Phyoo . . . Act II of 1876, ss. 34, 35, 41, 42, 58 (a), sch.  
 Power to exempt from payment of . . . Act II of 1876, s. 36.  
 Persons in possession, tenants and mortgagees liable for payment of . . . Act II of 1876, s. 37.  
 When, where and to whom payable and how recoverable against person or against land . . . Act II of 1876, ss. 43—50, 58 (a).  
 Costs of recovery of, recoverable as arrears . . . Act II of 1876, s. 51.  
 Questions arising out of assessment or recovery of, excluded from cognizance of civil court . . . Act II of 1876, ss. 55, 56.

**LAND REGISTERS (Bo.).**

- Public entitled to inspect . . . Bom. Act V of 1879, s. 213.  
 See ALIENATED LANDS (Bo.).

**LAND REGISTERS (Be.).**

- Nature, form, language, character and arrangement of, and particulars to be entered in . . . Ben. Act VII of 1876, ss. 4—19.  
 Preparation and maintenance of, manner of making and power to make changes in . . . Ben. Act VII of 1876, ss. 20—29.  
 Information of what nature and by whom to be given to Collector for purposes of . . . Ben. Act VII of 1876, ss. 30, 31, 38—43, 65—67.  
 Power of Civil Court to order alteration in . . . Ben. Act VII of 1876, s. 32.  
 Powers of Collector to include lands in, and to enforce registration of separate estates for purposes of . . . Ben. Act VII of 1876, ss. 33—37.  
 Extracts from, and translations thereof to be supplied on demand . . . Ben. Act VII of 1876, ss. 75, 76.  
 Changes in, when and how to be notified on estate . . . Ben. Act VII of 1876, s. 77.  
 Powers of subordinate revenue officers in respect of . . . Ben. Act VII of 1876, ss. 84—87.  
 Effect of registration in . . . Ben. Act VII of 1876, ss. 68, 78—81, 89.  
 Controlling and appellate authority of Board, Commissioner and Collector in respect of . . . Ben. Act VII of 1876, ss. 31, 35, 36, 66, 85—87.  
 Power of Board to make rules regarding, and to order preparation of . . . Ben. Act VII of 1876, ss. 5, 13, 15, 21, 22, 30, 75, 88.  
 See also MUTATION OF NAMES (Be.).



**LAND REVENUE.****1. Assignments and Grants.****2. Officers****3. Miscellaneous.****1. Assignments and Grants.**

- Right of grantee of, to sue person liable to pay . . . . . Act XXIII of 1871, s. 9.  
 Assignee of, valuation of suit for interest of . . . . . Act VII of 1870, s. 7, vii.  
 Assignment of. *See* ALIENATED LANDS; INAMS; JAGIRS; REVENUE-FREE LANDS.  
 Grant of. *See* PENSION.

**2. Officers.**

- Bound to assist inland customs officers in prevention of smuggling, &c. . . . . Act VIII of 1875, s. 25.  
 Power of, to demand production of license to kill, &c., elephants . . . . . Act VI of 1879, s. 8.  
 Court-fee on application to, by person holding temporarily settled land under direct engagement with Government in relation to such engagement . . . . . Act VII of 1870, s. 6, sch. II, No. 1 (a).  
 in suit or case under Rs. 50 in value . . . . . Act VII of 1870, s. 6, sch. II, No. 1 (a).  
 exempt when relating to land held under direct engagement with Government of which revenue is not permanently settled . . . . . Act VII of 1870, s. 10, xi

*See also* REVENUE OFFICERS; SETTLEMENT OF LAND REVENUE.

**3. Miscellaneous.**

- Rights of party suing for land and paying, to prevent sale thereof . . . . . Act X of 1877, s. 501.  
 Receipts for, collected by headman or lambardár, exempt from stamp duty . . . . . Act I of 1870, ss. 4, 5, sch. II, No. 15 (g).  
 Attachment of interest in, valuation of suit to set aside . . . . . Act VII of 1870, s. 7, viii.

**• LAND REVENUE (M.)****1. Assessment.****2. Collection and Recovery of Arrears.****3. Madras Town.****1. Assessment.**

- Permanent . . . . . Mad. Reg. XXV of 1802, ss. 1—3, 6.  
 Temporary, rules regulating . . . . . Mad. Reg. II of 1803, ss. 38, 39.  
 requires confirmation of Government . . . . . Mad. Reg. I of 1803, s. 36.  
 duties of Board of Revenue as to . . . . . Mad. Reg. I of 1803, ss. 35—37.  
 Apportionment of, on transfer or separation of lands permanently assessed . . . . . Mad. Reg. XXV of 1802, s. 9.  
 on sale for arrears of land revenue . . . . . Mad. Reg. II of 1803, ss. 16—23.  
 landholders and karnam to give requisite information for . . . . . Mad. Act II of 1864, ss. 45, 46.  
 by Collector, subject to confirmation of Board of Revenue . . . . . Mad. Reg. XXV of 1802, s. 9.  
 Mad. Act II of 1864, s. 45.  
 Mad. Reg. II of 1803, ss. 16—18.  
 Mad. Act II of 1864, ss. 45, 46.  
 Mad. Act I of 1876, ss. 1—7.  
 Mad. Act I of 1876, s. 8.  
 Power of Government to re-adjust . . . . .  
*See also* REGISTER OF REVENUE-PAYING LANDS.  
 Questions as to rate or amount of, not cognizable by civil court . . . . . Mad. Act II of 1864, s. 58.  
 Zamindárs not empowered to exempt from, or to resume, . . . . . Mad. Reg. XXV of 1802, ss. 12, 13.

**2. Collection and Recovery of Arrears.**

- Priority of Government claim for, over other charges, on land, crops, &c. . . . .

- When and to whom, and in what instalments payable . . . . . Mad. Act II of 1864, ss. 2, 17, 32.  
 Remission of, requires sanction of Government . . . . . Mad. Act II of 1864, s. 3.  
 Suspension of collection of, powers of Board of Revenue as to authorizing . . . . . Mad. Reg. I of 1803, s. 55.  
 Mad. Reg. I of 1803, s. 56.





**LAND REVENUE (M.)—cont.****2. Collection and Recovery of Arrears—cont.**

- Receipts to be given for . . . . . Mad. Act II of 1864, s. 56.  
 Arrears of, defined . . . . . Mad. Act II of 1864, ss. 3, 4.  
 Proceedings for recovery of arrears :—  
   ordinarily . . . . . Mad. Act II of 1864, ss. 5, 6.  
   where defaulter resides out of district . . . . . Mad. Act II of 1864, s. 57.  
   in case of proprietor being native officer or soldier . . . . . Mad. Reg. VIII of 1817, s. 9.  
   against sureties . . . . . Mad. Act II of 1864, ss. 50, 57.  
   postponement or stay of, on security or payment of deposit, by owner, tenant  
     or person interested . . . . . Mad. Act II of 1864, ss. 10, 11, 35, 37, 47.  
   right of tenant or person interested to recover from owner payment made  
     to stop . . . . . Mad. Act II of 1864, ss. 11, 35, 37.  
   suits arising out of, limitation of time for . . . . . Mad. Act II of 1864, s. 59.  
     survival of, against Collector . . . . . Mad. Act II of 1864, s. 60.  
 Power to prevent removal of crops in case of revenue payable in kind . . . . . Mad. Act II of 1864, s. 51.  
 Personal property and lands of zamindars liable to sale for—  
   generally . . . . . Mad. Reg. XXV of 1802, ss. 6, 7.  
   not in case of disqualified proprietors under Court of Wards, . . . . . Mad. Reg. V of 1804, s. 14 (4).  
     minors . . . . . Mad. Reg. X of 1831, s. 2 (1).  
 Sale of moveable property for—  
   Power to order . . . . . Mad. Act II of 1864, s. 5.  
   Demand before . . . . . Mad. Act II of 1864, s. 8.  
   Powers, procedure and liability of officer making distress for . . . . . Mad. Act II of 1864, ss. 9—21.  
   Proclamation, time and conduct of . . . . . Mad. Act II of 1864, ss. 22—24.  
 Sale of land and buildings for . . . . .  
   Power to order . . . . . Mad. Act II of 1864, ss. 5, 26, 44.  
   Demand before . . . . . Mad. Act II of 1864, s. 25.  
   Attachment in order to . . . . . Mad. Act II of 1864, ss. 26, 27.  
   Management instead of, and powers and duties of manager . . . . . Mad. Act II of 1864, ss. 28—34.  
     Mad. Act VIII of 1865, s. 85.  
   Procedure at and conduct of . . . . . Mad. Act II of 1864, ss. 36, 37.  
   Purchaser at—  
     Registration and delivery of certificate and possession to . . . . . Mad. Act II of 1864, ss. 38—40.  
     Contracts and incumbrances how far binding on, Mad. Act II of 1864, ss. 41, 42.  
     Apportionment of assessment on . . . . . Mad. Act II of 1864, ss. 45, 46.  
     Effect of, as regards arrears due to previous owner . . . . . Mad. Act II of 1864, s. 43.  
   *See TAHSELDAR (M.).*  
 Imprisonment of person for, power to order, period of and procedure for . . . . . Mad. Act II of 1864, ss. 5, 48, 49.

**3. Madras Town.**

- Inclusion in, of quit rents, ground rents, &c. . . . . Act XII of 1851, s. 16.  
   Mad. Act VI of 1867, s. 1.  
 Priority of Government claim for, over other charges on land . . . . . Act XII of 1851, s. 9.  
   Mad. Act VI of 1867, s. 3.  
 Assessment of, Lands liable to, rate of, exemption from and measurement for . . . . . Act XII of 1851, ss. 1—6, 12.  
   and collection of, obstruction or contempt of revenue Officers in . . . . . Act XII of 1851, ss. 13, 14.  
     control of Collector in . . . . . Act XII of 1851, ss. 3, 6, 14, 15.  
     suits relating to, cognizable by civil courts in Chingleput, and  
       not by High Court . . . . . Act XII of 1851, ss. 16, 17.  
     Mad. Act VI of 1867, ss. 31, 32.  
 Collection of, by attachment and sale of moveable property or land, and procedure therefor . . . . . Mad. Act VI of 1867, ss. 4—26.

LAND REVENUE (M.)—*cont.*3. Madras Town—*cont.*

- Arrears of, claim to, limitation of time for . . . . . Act XII of 1851, s. 11.  
 recovery of, postponement or stay of proceedings for, on security, payment or  
 deposit . . . . . Act XII of 1851, s. 10.  
 Mad. Act VI of 1867, ss. 17, 19, 27.  
 right of tenant or person having interest in land, to recover payment of, from  
 owner of land . . . . . Act XII of 1851, s. 8.  
 Mad. Act VI of 1867, ss. 17, 19.

## LAND REVENUE (Bo.).

## 1. Assessment.

## 2. Collection.

## 3. Bombay City.

## 1. Assessment.

- Liability of all land to . . . . . Bom. Act V of 1879, ss. 45, 48.  
 Enhancement or abatement of, on account of alluvion or diluvion, and variation of, on  
 appropriation to different purposes . . . . . Bom. Act V of 1879, ss. 46-48, 214 (c).  
 Abatement of, claimable on interruption of water supply . . . . . Bom. Act VII of 1879, s. 42.  
 Commutation of indirect or occasional, and recovery thereof from inferior holder  
 Bom. Act V of 1879, ss. 49-51.  
 Power of Collector to fix . . . . . Bom. Act V of 1879, s. 52, 214 (d).  
 Powers of survey officer to fix, sanction to, publication, introduction, and  
 revision of . . . . . Bom. Act V of 1879, ss. 100-107, 112, 214 (d).  
 Bom. Act VII of 1879, s. 2.  
 Jurisdiction of civil court barred as to objections to amount, mode, principle, &c., of  
 Act X of 1876, ss. 1, 4 (b).  
 Exemptions from. *See* ALIENATED LANDS (Bo.); INAMS.  
*See also* HAQQS; SETTLEMENT OF LAND (Bo.); WATER RATES (Bo.).

## 2. Collection.

- Liability of registered occupant or holder for, and commencement and duration thereof  
 Bom. Act V of 1879, ss. 79, 104 136, 185.  
 Prior lien of Government on land and crop for . . . . . Bom. Act V of 1879, ss. 56, 137-143, 151.  
 Receipts to be granted for . . . . . Bom. Act V of 1879, ss. 58, 59.  
 Time, place, manner and instalments for payment of . . . . . Bom. Act V of 1879, ss. 139, 146.  
 Power to prevent removal of crop, or assume direct management of village for security  
 Bom. Act V of 1879, ss. 140-145.  
 Jurisdiction of civil court barred as to claims arising out of proceedings for  
 Act X of 1876, ss. 1, 4 (c), 5 (a).  
 Arrears, defined . . . . . Bom. Act V of 1879, s. 157.  
 liabilities incurred by, certified statement of and levy of, in different districts  
 Bom. Act V of 1879, ss. 148, 149.  
 recovery of, for former years . . . . . Bom. Act V of 1879, s. 151.  
 Act X of 1876, s. 17.  
 from resident of Bombay City . . . . . Bom. Act II of 1876, s. 38.  
 by notice of demand . . . . . Bom. Act V of 1879, ss. 150 (a), 152.  
 by forfeiture and sale free of incumbrances of defaulting land  
 Bom. Act V of 1879, ss. 56, 57, 153.  
 by sale of other property, with exemptions  
 Bom. Act V of 1879, ss. 154-156.  
 by arrest, detention and imprisonment of defaulter  
 Bom. Act V of 1879, ss. 157, 158, 199.  
 by attachment and direct management of village, &c.  
 Bom. Act V of 1879, ss. 159-163.  
 by transfer to solvent co-sharer . . . . . Bom. Act V of 1879, s. 81.  
 stay of proceedings for, on payment under protest or security  
 Bom. Act V of 1879, ss. 164, 169.  
 sales for, procedure for, confirmation and application of proceeds of  
 Bom. Act V of 1879, ss. 165-186.  
 forfeiture for, co-occupants, tenants and mortgagees, &c., entitled to prevent by payment  
 Bom. Act V of 1879, ss. 80, 81.

*See also* CROPS.

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LAND REVENUE (Bo.)—*cont.*

## 3. Bombay City.

Collector of Bombay, appointment, powers and duties and subordinates of

Bom. Act II of 1876, ss. 4—7.

Assessment, and collection of:—

Powers of Collector for, and fees leviable for, Bom. Act II of 1876, ss. 8—16, 41.

Jurisdiction of Chief Presidency Magistrate as Revenue Judge in suits regarding

Bom. Act II of 1876, ss. 17, 18.

Compulsory process for recovery of, to be stayed on security or payment under protest

Bom. Act II of 1876, ss. 14, 15.

Priority of Government claim for, over other charges on land . . . Bom. Act II of 1876, s. 11.

Liability of registered landholder for . . . Bom. Act II of 1876, ss. 10, 33.

Assessment of, in case of encroachments . . . Bom. Act II of 1876, ss. 26—29.

House rents, fees, fines and certified mufassal demands recoverable as arrears

Bom. Act II of 1876, ss. 37, 38.

*See also* BOMBAY COLLECTORATE; BOUNDARY MARKS; LAND (Bo.).

## LAND REVENUE (Be.).

## 1. Assessment. | 2. Collection and Recovery. | 3. Calcutta.

## 1. Assessment.

## (a) Bengal, Behar, and Orissa.

Acceptance of, by majority of proprietors of undivided estate, to be binding on all

Ben. Reg. VIII of 1793, s. 26.

Allowances of kázis and kánúgos to be included in . . . Ben. Reg. VIII of 1793, s. 34.

Sair collections and lákhiráj lands, except málikána, nánkár, khámár and nijjot to be excluded from . . . Ben. Reg. VIII of 1793, ss. 35—40.

Chákarán lands included in . . . Ben. Reg. VIII of 1793, s. 41.

Apportionment of, on public sale for arrears or private transfer, or partition

Ben. Reg. I of 1793, ss. 10, 11.

Ben. Reg. II of 1793, s. 8 (8) (9.)

Ben. Reg. XI of 1793, s. 4.

Ben. Reg. I of 1801, s. 8.

Ben. Reg. XVIII of 1812, s. 3.

On partition of estate. *See* PARTITION OF ESTATE (Be.).

On revision of settlement . . .

Ben. Reg. VII of 1822, s. 7 (2).

Ben. Reg. IX of 1833, s. 2.

Powers of settlement officer as to re-distribution or adjustment of, Ben. Reg. VII of 1822, s. 12.

Production of village accounts for, how enforced . . . Ben. Reg. VIII of 1793, s. 62 (4), &amp;c.

Jurisdiction of special Commissioners as to suits brought to contest

Ben. Reg. III of 1828, s. 2 (1).

In Calcutta. *See* 1 above;*See also* ALLUVION AND DILUVION; PERMANENT SETTLEMENT; REVENUE-FREE LANDS. (Be.).

## (b) Katak.

Exclusion of sair from . . . Ben. Reg. XII of 1805, ss. 4 (2), 31.

Rules regarding amount of . . . Ben. Reg. XII of 1805, s. 4 (3)—(5).

Authorized cesses to be consolidated and included in . . . Ben. Reg. XII of 1805, s. 4 (12).

Continuance and duration of . . . Ben. Act X of 1867.

## 2. Collection and Recovery.

## (a) Collection.

Zamindárs holding on after expiration of lease, to be liable to terms of lease

Ben. Reg. VII of 1822, s. 2 (6).

Ben. Reg. IX of 1825, s. 2.

To be made by Collectors . . . Ben. Reg. II of 1793, ss. 3, 8.

Receipts to be given by Collector for . . . Ben. Reg. II of 1793, s. 25.

Joint and several liability of proprietors for, when and to what extent removed by partition proceedings . . . Ben. Act VIII of 1876, ss. 5, 15, 16, 125.

Opening and closing of separate accounts of. *See* JOINT UNDIVIDED ESTATES.

Suspensions and remissions not claimable . . . Ben. Reg. I of 1793, s. 7.

by what authority granted . . . Ben. Reg. II of 1793, ss. 38, 42, 43.



**LAND REVENUE (Be.)—cont.****2. Collection and Recovery—cont.****(a) Collection—cont.**

Land to be sufficient security for, in case of proprietors . . . Ben. Reg. II of 1793, s. 37.  
*See also ATTACHMENT OF PROPERTY.*

**(b) Recovery.**

Latest day of payment, to be fixed by Board . . . Act XI of 1859, s. 3.  
 Publication of notice in case of certain arrears prior to . . . Act XI of 1859, s. 5.

Sale to be notified generally and to raiyats of estate immediately  
 on expiry of . . . Act XI of 1859, ss. 6, 7.  
 Ben. Act VII of 1868, ss. 3, 7.

Payment or tender after, of no avail to stop sale . . . Act XI of 1859, s. 6.

Effect of deposit, by person having interest in estate when made  
 before . . . Act XI of 1859, s. 9.

Rent due to defaulters on, how recoverable . . . Act XI of 1859, s. 55.

Arrears of, defined . . . Act XI of 1859, s. 2.  
 Ben. Act VII of 1868, s. 1.

Interest and penalty not demandable upon . . . Act XII of 1841, s. 2.

Power to issue and mode of serving notices of . . . Ben. Act VII of 1868, ss. 5, 6.

**Recovery of :—**

Power to first sell personal property of defaulters for, in Silhat . . . Act XI of 1859, s. 4.

Power to hold khas or let to farm estates not permanently settled instead of  
 selling for . . . Ben. Reg. IX of 1825, s. 4.

Direct management or farm for, in case of proprietors being minors . . . Ben. Act IX of 1879, ss. 24—26.

**Sale for recovery of :—**

Land liable to, except in case of disqualified proprietors and minors, &c. . . Ben. Reg. I of 1793, ss. 7, 8.  
 Act XI of 1859, s. 17.

Ben. Act IX of 1879, ss. 23—26.

Special provisions regarding, in case of separation of shares by opening  
 separate account with Collector . . . Act XI of 1859, ss. 10—14, 54.

Ben. Act VII of 1876, ss. 69—74.  
 Ben. Act VIII of 1876, s. 16.

Power of recorded proprietors to make and withdraw deposits of money or Gov-  
 ernment securities for protection of estates from, Act XI of 1859, ss. 15, 16.

Power of revenue officers to exempt from, . . . Act XI of 1859, s. 18.

Sale of tenures for, power to make, and effect of, on encumbrances . . . Ben. Act VII of 1868, ss. 2, 11—14.

Ben. Act II of 1871.

Unliquidated by sale, recoverable under certificate of Collector as in execution of  
 decree . . . Ben. Act VII of 1868, ss. 15, 17, 24, 28.

Due from farmer. *See FARMER.*

*See also DEMANDS RECOVERABLE AS ARREARS OF LAND REVENUE; PUBLIC DEMANDS.*

Proprietors and farmers empowered to sue Collectors for sums exacted from them beyond their  
 engagements . . . Ben. Reg. III of 1794, s. 12.

**3. Calcutta.**

Assessment of, Lands liable to and rate of . . . Act XXIII of 1850, s. 1.

Claims to hold land free of, when valid . . . Act XXIII of 1850, s. 2.

inquiry into . . . Act XXIII of 1850, s. 8.

**Assessment and collection of :—**

Obstruction or contempt of revenue officers in . . . Act XXIII of 1850, ss. 9, 10.

Control of Collector in . . . Act XXIII of 1850, ss. 10, 11.

Suits relating to, cognizable by civil courts in Twenty-four Parganas . . . Act XXIII of 1850, s. 13.

not by High Court . . . Act XXIII of 1850, s. 12.

Inclusion in, of ground-rents . . . Act XXIII of 1850, s. 12.





**LAND REVENUE (Be.)—cont.****3. Calcutta—cont.**

- Priority of Government claim for, over other charges on land . . . Act XXIII of 1850, s. 5.  
 Arrears of, recoverable by distress, and sale, and powers of Collector therefor . . . Act XXIII of 1850, s. 3.  
     recovered from tenant deductible from next payment of rent . . . Act XXIII of 1850, s. 4.  
     process for recovery of, not stayed except on deposit . . . Act XXIII of 1850, s. 6.  
     limitation of time for recovery of . . . Act XXIII of 1850, s. 7.

**LAND REVENUE (N.).****1. Assessment.****2. Collection.****1. Assessment.**

- No length of occupancy to bar Government right to . . . Act XVIII of 1873, s. 30.  
     Act XIX of 1873, s. 83.  
 Claims relating to, excluded from cognizance of civil courts . . . Act XIX of 1873, s. 241 (b).  
 Permanent. *See* PERMANENT SETTLEMENT.  
 Local Government to issue rules as to mode of . . . Act XIX of 1873, s. 39.  
 General proposals, ascertainment and declaration of . . . Act XIX of 1873, ss. 45, 257 (e).  
 Powers of settlement officers as to re-distribution and re-adjustment of . . . Act XIX of 1873, ss. 46, 47.  
     *See* PATTIDÁRI MAHÁL (N.); SETTLEMENT OF LAND (N.).  
 On revenue-free lands resumed by settlement officer . . . Act XIX of 1873, ss. 86—89.  
 Agreement to, from what date to take effect . . . Act XIX of 1873, s. 46.  
 Refusal of, or failure to accept, effect of, and procedure on . . . Act XIX of 1873, ss. 48—52, 54.  
 Open to revision until confirmed by Local Government . . . Act XIX of 1873, s. 92.  
 Not liable to enhancement during currency of settlement otherwise than in respect of added land . . . Act XIX of 1873, s. 93.  
 During currency of settlement, on revenue-free grants on breach of condition or expiration of term . . . Act XIX of 1873, ss. 103, 105.  
     on land added by alluvion, Act XIX of 1873, ss. 104, 105, 257 (a).  
 Apportionment of, on public sale for arrears, or private transfer or partition of permanently settled estates . . . Ben. Reg. XXVII of 1795, ss. 6, 7.  
     *See* ALLUVION AND DILUVION; FAMILY DOMAINS OF MAHARAJÁ OF BENARÉS; LOCAL RATES (N.); PARTITION OF ESTATES (N.); SETTLEMENT OF LAND (N.).

**2. Collection.**

- Joint and several liability of proprietors of maháls, farmers and mortgagees in possession for revenue, and suspension thereof . . . Act XIX of 1873, ss. 146, 157, 164.  
     Act VIII of 1879, s. 12.  
 Remission or suspension of, on rent being remitted or suspended . . . Act XVIII of 1873, s. 23.  
 Power of Board to make rules as to place, time and instalments for payment of revenue . . . Act XIX of 1873, s. 147.  
 Claims connected with or arising out of, excluded from cognizance of civil courts . . . Act XIX of 1873, s. 241 (i).  
 Arrears of revenue :—  
     Definition of and bar of interest on . . . Act XIX of 1873, s. 148.  
     Certified account by tahsildár conclusive evidence of . . . Act XIX of 1873, ss. 149, 189.  
     Recovery of, by writ of demand or dastak . . . Act XIX of 1873, ss. 150 (a), 151.  
     by arrest and detention of defaulter . . . Act XIX of 1873, ss. 150 (b), 152.  
     by distress and sale of moveable property of defaulter . . . Act XIX of 1873, ss. 150 (c), 153.  
     by attachment and direct management of defaulter's land . . . Act XIX of 1873, ss. 150 (d), 154—156, 160—162.  
     Act VIII of 1879, s. 13.  
     by transfer of defaulter's share to co-shares . . . Act XIX of 1873, ss. 150 (e), 157.  
     Act VIII of 1879, s. 14.  
     by annulment of settlement and direct management of farm of defaulter's land, . . . Act XIX of 1873, ss. 150 (f), 158—165.  
     Act VIII of 1879, s. 15.

**LAND REVENUE (N.)—cont.****2. Collection—cont.****Arrears of revenue :—**

Recovery of, by sale of patti or mahál free of incumbrances

Act XIX of 1873, ss. 150 (g), 166, 167.

except permanently settled land of dispossessed proprietors . . . Ben. Reg. XXVII of 1795, s. 5.

by sale of other immoveable property

Act XIX of 1873, ss. 150 (h), 168.

from farmers . . . Act XIX of 1873, s. 163.

due at time of passing of Act . . . Act XIX of 1873, s. 192.

Sale for, procedure in carrying out . . . Act XIX of 1873, ss. 169—187.

confirmation of, by Commissioner

Act XIX of 1873, ss. 178—180.

apportionment of jama in case of permanently-settled estates

on . . . Ben. Reg. XXVII of 1795, ss. 6, 7

sales of maháls in execution of decree of revenue courts to be held under rule for conduct of

Act XVIII of 1873, s. 177.

*See also* CERTIFICATE OF SALE; PRE-EMPTION; SALE, 2 (b), (i).

Effect of payment of, under written protest . . . Act XIX of 1873, s. 189.

Act VIII of 1879, s. 17.

*See* FAMILY DOMAINS OF MAHARÁJA OF BENARES.

*See also* DEFAULTERS; SIR LAND.

**LAND REVENUE (P.).****1. Assessment.****2. Collection****1. Assessment.**

Instructions as to principle of, to be issued by Local Government, and not producible in evidence . . . Act XXXIII of 1871, s. 9.

Report to, and instructions by, Financial Commissioner as to . . . Act XXXIII of 1871, ss. 31, 32.

Acceptance or refusal of, and procedure thereon . . . Act XXXIII of 1871, ss. 33—37.

Statement of distribution and manner of payment of, to be entered in record of rights

Act XXXIII of 1871, s. 14.

Sanction to, by whom and when to be accorded . . . Act XXXIII of 1871, s. 17.

When and how liable to revision . . . Act XXXIII of 1871, ss. 18, 19.

Power to make, on excess waste lands . . . Act XXXIII of 1871, s. 27.

*See* ALLUVION AND DILUVION; HAZARA DISTRICT; LOCAL RATES (P.).

**2. Collection.**

Joint and several liability of land-owners for revenue . . . Act XXXIII of 1871, ss. 35, 36, 50, 54.

Rules as to place, time and instalments for payment of revenue . . . Act XXXIII of 1871, s. 42.

Remission of, when ground for remission of rent . . . Act XXVIII of 1868, s. 15.

(Hazára) Reg. III of 1873, s. 15.

Claims arising out of, when not cognizable by civil court

Act XXXIII of 1871, ss. 44, 45, 59, 65, (6).

Conduct, appeal, revision of and fees for proceedings in relation to, Act XXXIII of 1871, s. 65.

**Arrears of revenue :—**

Definition of . . . Act XXXIII of 1871, s. 42.

Recovery of, by arrest and detention of defaulter . . . Act XXXIII of 1871, ss. 43, 44.

by attachment and sale of moveable property of defaulter

Act XXXIII of 1871, ss. 43, 44.

direct management of land in arrears

Act XXXIII of 1871, s. 46.

of other land of defaulter

Act XXXIII of 1871, s. 55.

by transfer of defaulter's share to co-sharers or mortgagees

Act XXXIII of 1871, ss. 47—50.

by cancelment of settlement and direct management or farm of land

in arrears . . . Act XXXIII of 1871, ss. 51—54.





**LAND REVENUE (P.)—cont.****2. Collection—cont.****Arrears of revenue:—**

Recovery of, by sale of any immoveable property of defaulter free of incumbrances  
Act XXXIII of 1871, ss. 56, 57.

sale for, procedure in carrying out, suit to set aside, and application  
of proceeds of . . . Act XXXIII of 1871, ss. 58—62.

Effect of payment of, under protest . . . Act XXXIII of 1871, s. 45.

See HAZARA DISTRICT.

**LAND REVENUE (O.).****1. Assessment.****2. Collection.****1. Assessment.**

No length of occupancy or grant, other than by Government, bar to liability of land to

Act XVII of 1876, s. 41.

Claims relating to amount of, excluded from cognizance of civil courts

Act XVII of 1876, s. 219 (a).

Local Government to issue rules as to mode of making and reporting, Act XVII of 1876, s. 15.

General proposals, ascertainment and declaration of . . . Act XVII of 1876, ss. 28, 29.

Powers of settlement officer as to re-distribution and re-adjustment of

Act XVII of 1876, ss. 30, 31.

See PATTIDARI MAHAL (O.); SETTLEMENT OF LAND (O.)

On revenue-free lands resumed by settlement officer . . . Act XVII of 1876, s. 42.

Agreement to, from what date to take effect . . . Act XVII of 1876, s. 30.

Refusal of, or failure to accept, and procedure thereon . . . Act XVII of 1876, ss. 32—39.

Open to revision until confirmed by Governor General in Council . . . Act XVII of 1876, s. 45.

Not liable to enhancement during currency of settlement otherwise than in respect of added land

Act XVII of 1876, s. 51.

During currency of settlement on revenue-free lands on breach of condition or expiration of

term . . . Act XVII of 1876, ss. 46, 50.

on land added by alluvion . . . Act XVII of 1876, ss. 47, 50.

See ALLUVION AND DILUVION; LOCAL RATES (O.); PARTITION OF ESTATES (O.).

**2. Collection.**

Joint and several liability of proprietors for revenue . . . Act XVII of 1876, ss. 108, 123, 130.

Remission of, when ground for remission of rent . . . Act XIX of 1868, ss. 19, 20.

Power of Chief Commissioner to make rule as to place, time and instalments for payment of

revenue . . . Act XVII of 1876, ss. 109, 110.

**Arrears of revenue:—**

Definition of and bar of interest on . . . Act XVII of 1876, ss. 111, 112.

Act XIX of 1868, s. 12.

Certified account by tahsildár, conclusive evidence of . . . Act XVII of 1876, s. 113.

Recovery of, by writ of demand, and costs thereof

Act XVII of 1876, ss. 114, 220 (j).

by arrest and detention of defaulter . . . Act XVII of 1876, ss. 115, 116.

by attachment and sale of moveable property of defaulter

Act XVII of 1876, ss. 117, 118.

direct management of defaulter's land

Act XVII of 1876, ss. 119, 120.

by transfer of defaulter's share to co-sharers

Act XVII of 1876, ss. 121—123.

by annulment of settlement and direct management or farm of

defaulter's land . . . Act XVII of 1876, ss. 124—131.

by sale of patti or mahál free of, or subject to, incumbrances

Act XVII of 1876, ss. 132—134.

by sale of other immoveable property . . . Act XVII of 1876, s. 135.

from farmers . . . Act XVII of 1876, s. 129.

due at time of passing of Act . . . Act XVII of 1876, s. 160.

sale for, procedure in carrying out . . . Act XVII of 1876, ss. 136—154.



**LAND REVENUE (O.)—cont.****2. Collection—cont.**

Arrears of revenue:—

Recovery of, Sale for, to be confirmed by Commissioner

Act XVII of 1876, ss. 145--147.

*See also* CERTIFICATE OF SALE; PRE-EMPTION.

Effect of payment of, under protest

Act XVII of 1876, s. 156

*See also* DEFAULTERS; *SIR LAND* (O.)

Claims connected with, or arising out of proceedings for, excluded from cognizance of civil court

Act XVII of 1876, s. 219 (f) &amp; (g).

**LAND REVENUE (C.).**Assessment of. *See* PARTITION OF ESTATES.**LAND REVENUE (Bu.).****1. Assessment.****2. Collection.****1. Assessment.**

Liability of all culturable land to, with specified exceptions

Act II of 1876, s. 23.

Mode and amount of, and power to alter

Act II of 1876, ss. 24, 25, 41, 42.

Power to make general rules regarding

Act II of 1876, s. 58 (a).

Fixity of, under settlement

Act II of 1876, ss. 27, 28.

*See also* LAND RATE.

Jurisdiction of civil court as to liability to, principle, or amount of, barred

Act II of 1876, ss. 55 (c) (d), 56.

*See also* ARAKAN HILL DISTRICT.**2. Collection.**

Joint and several liability of persons in possession of land, and of tenants and mortgagees, for land revenue

Act II of 1876, s. 37.

Claims to remission or refund of, excluded from cognizance of civil court

Act II of 1876, s. 56 (d.)

When, where and to whom payable

Act II of 1876, s. 43.

Arrears of, defined

Act II of 1876, s. 44.

Proceedings for recovery of, against person

Act II of 1876, s. 45.

against land

Act II of 1876, ss. 46--50.

Costs of recovery of, recoverable as arrears

Act II of 1876, s. 51.

Power to make general rules regarding

Act II of 1876, s. 58 (a).

Questions arising out of liability to, or legality or effect of process for recovery, excluded from cognizance of civil court

Act II of 1876, ss. 55 (h)---(j), 56 (a).

**LAND REVENUE (Aj.).****1. Assessment.****2. Collection.****1. Assessment.**

Rules as to, declaration of, and sanction to amount of

Reg. II of 1877, ss. 60, 61, 110.

Acceptance and refusal of *See* SETTLEMENT.

Continuance of, till new settlement

Reg. II of 1877, s. 71.

**2. Collection.**

Joint and several liability of proprietors for, from what date

Reg. II of 1877, ss. 61, 64.

Rules as to instalments, time and place of payment

Reg. II of 1877, s. 73.

Arrears of, defined

Reg. II of 1877, s. 74.

recovery of, by arrest and imprisonment

Reg. II of 1877, ss. 75--79.

by attachment and sale of moveable property

Reg. II of 1877, ss. 80, 81.

direct management of defaulting estate

Reg. II of 1877, ss. 82--85.

of other immoveable property of defaulter

Reg. II of 1877, s. 96.

by transfer to solvent málgazár or incumbrancer

Reg. II of 1877, ss. 86--91.





**LAND REVENUE (Aj.)—cont.****2. Collection—cont.**

Arrears of, Recovery of, by sequestration and cancelment of settlement

Reg. II of 1877, ss. 92—95.  
through headmen and their powers for collection

Reg. II of 1877, ss. 98—100.

**LANGUAGE.**

Of charge . . . . . Act X of 1872, s. 439.

Act IV of 1877, s. 94.

Of judgment in criminal case . . . . . Act X of 1872, s. 463.

in civil case . . . . . Act X of 1877, ss. 200, 572.

in rent suits . . . . . Ben. Act VI of 1862, s. 15.

Ben. Act I of 1879, s. 89.

Act XVIII of 1873, s. 151.

Of notice of ejectment . . . . . (N.) Act XVIII of 1873, s. 39.

(O.) Act XIX of 1868, s. 43.

For civil proceedings, power of Government to prescribe . . . . . Act X of 1877, s. 645.

Of plaint . . . . . Act X of 1877, s. 49.

(Bu.) Act XVII of 1875, s. 20.

Of pleading Barristers and attorneys not exempt from rules as to . . . . . Act I of 1846, s. 5.

Act XX of 1853, s. 4.

Of proclamation of sale in execution of decree . . . . . Act X of 1877, s. 287.

Of evidence to be understood by juror . . . . . Act X of 1872, s. 245.

Act X of 1875, s. 57.

For record of evidence &amp;c., in criminal cases . . . . . Act X of 1872, ss. 334, 335, 337.

in civil cases

Act X of 1877, s. 182.

(O.) Act XVIII of 1876, s. 19. | (C.) Act XX of 1875, s. 12.

(Bu.) Act XVII of 1875, s. 20. | (C.) Act II of 1879, s. 2.

in revenue courts

Bom. Act V of 1870, ss. 103—195, 201. | Act X of 1859, s. 60.

(N.) Act XIX of 1873, s. 215. | (N.) Act XVIII of 1873, s. 132.

of enquiry on commitment to High Court . . . . . Act X of 1872, s. 198.

of summary trial . . . . . Act X of 1872, s. 229.

of examination of accused . . . . . Act X of 1872, s. 346.

Of record of rights . . . . . Act XXXIII of 1871, s. 15.

See TRANSLATION; VERNACULAR.

**LEASES.**

To belong to company in trust for Crown . . . . . 16 &amp; 17 Vic., c. 95, s. 27.

**LEASCARS.**

Convicted of vagrancy . . . . . 4 Geo. iv, c. 80, s. 31.

Supply of necessaries to distressed . . . . . 4 Geo. iv, c. 80, s. 34.

See MERCHANT SHIPPING, 2, (b), (d).

**LATENT DEFECTS.**

Bailor for hire liable for . . . . . Act IX of 1872, s. 152.

Seller when not responsible for . . . . . Act IX of 1872, s. 116.

**LAKE. See SILHAT FRONTIER.****LAW.**

To be enforced by civil courts, in Bombay . . . . . Bom. Reg. IV of 1827, s. 26.

in Madras . . . . . Act III of 1873, s. 16.

in Bengal and N.-W. P. . . . . Act VI of 1871, s. 24.

at Aden . . . . . Act II of 1864, s. 15.

in Panjáb . . . . . Act IV of 1872, s. 5, &amp;c.

in Oudh . . . . . Act XVIII of 1876, s. 3, &amp;c.

in Central Provinces . . . . . Act XX of 1875.

Act II of 1879.

in British Burma . . . . . Act XVII of 1875, ss. 4, 5.

Reg. VIII of 1874, s. 4.

*in Lower Burma Act XI of 1889 s. 4  
amendment of various enactments*

**LAW—cont.**

- To be enforced by civil courts, in Ajmer . . . . . Reg. III of 1877, ss. 2—5, &c.  
 Applicable to offences committed beyond the limits of British India, but triable in British India . . . . . Act XLV of 1860, ss. 3, 4.  
 Made by Governor General in Council . . . . . 24 & 25 Vic., c. 67, ss. 14—21.  
 Extent of Governor General in Council's power to make . . . . . 24 & 25 Vic., c. 67, s. 22.  
 Made by Governor of Presidency . . . . . 24 & 25 Vic., c. 67, ss. 29—42.  
 Extent of Governor in Council's power to make . . . . . 24 & 25 Vic., c. 67, ss. 42, 43.  
 Mistake of. *See* MISTAKE.

*See* COLONIAL LAW; ENGLISH LAW; ERROR; HINDU LAW; JUDICIAL NOTICE; LEGISLATIVE COUNCIL; LIEUTENANT-GOVERNOR; MUHAMMADAN LAW.

**LAW COMMISSIONERS.** *See* INDIAN LAW COMMISSIONERS.

**LAW OF ENGLAND.** *See* ENGLISH LAW.

**LAW OF NATIONS.**

- Prize reserved for Crown in case of captor's offence against . . . . . 27 & 28 Vic., c. 25, s. 37.

**LAW OFFICERS.**

- Cases of loans to Native Princes without consent, to be laid before . . . . . 37 Geo. III, c. 142, s. 29.  
*See* ADVOCATE GENERAL.

**LAW REPORTS.**

- Authority given only to authorized . . . . . Act XVIII of 1875, ss. 3, 4.  
 Presumption as to genuineness of . . . . . Act I of 1872, s. 84.  
 Admissibility in evidence of, as to question of foreign law . . . . . Act I of 1872, s. 38.

**LAWS LOCAL EXTENT** Act . . . . . Act XV of 1874.

**LEAD.**

- Not included in ammunition, but may be included in military stores, . . . . . Act XI of 1878, s. 4.

**LEASE.**

1. **Stamping and Registration.** | 2. **In cases governed by English law.** | 3. **Miscellaneous.**

**1. Stamping and Registration.**

- Stamp duty on, amount of . . . . . Act I of 1879, ss. 4, 5, sch. I, No. 39.  
     where several instruments used in single transaction . . . . . Act I of 1879, s. 6.  
     when exempted . . . . . Act I of 1879, ss. 4, 5, sch. II, No. 13.  
     by whom payable . . . . . Act I of 1879, s. 29 (c).  
 When compulsorily registrable . . . . . Act III of 1877, s. 17 (d).  
 Power to exempt certain, from registration . . . . . Act III of 1877, s. 17.  
 When optionally registrable . . . . . Act III of 1877, s. 18 (c).  
 Delivery of, valuation of suit for . . . . . Act VII of 1870, s. 7 xi (c).  
 Agreement for, chargeable with stamp duty as lease . . . . . Act I of 1879, ss. 4, 5, sch. I, No. 4.  
 Writing signifying, grant of, on application therefor chargeable with stamp duty as lease . . . . . Act I of 1879, s. 3 (12) (d).  
 Transfer of interest secured by, with what stamp duty chargeable . . . . . Act I of 1879, ss. 4, 5, sch. I, No. 60 (b).  
 Surrender of, with what stamp duty chargeable and when exempt . . . . . Act I of 1879, ss. 4, 5, sch. I, No. 59, sch. II, No. 16.  
 Counterpart of, valuation of suit for . . . . . Act VII of 1870, s. 7, xi (a).

**2. In cases governed by English law.**

- Renewal of, where infant is lessee or lessor . . . . . Act XXIV of 1841, s. 2.  
 Court of Chancery may authorize, of estate of infant. . . . . Act XXIV of 1841, s. 2.

**3. Miscellaneous.**

*See* ALIENATION; COURT OF WARDS; COVENANTS; GHATWALS; IMPROVEMENTS TO LAND; INCUMBRANCES; LANDLORD AND TENANT; LESSOR AND LESSEE; PERSONAL REPRESENTATIVE, 3, (b); REVENUE ARREARS; SPECIFIC PERFORMANCE, 1; ZAR-I-PESHGI.





**LEASE (Be.).**

- To under-farmer or manager to be in writing . . . Ben. Reg. VIII of 1793, ss. 52, 53, 65.  
 To raiyats in Katak to be in writing . . . Ben. Reg. XII of 1805, ss. 4 (12) (13), 7.  
 Proprietors competent to grant, for such term and in such form as they choose, but not so as to exceed their own interest . . . Ben. Reg. V of 1812, ss. 2, 3.  
 . . . Ben. Reg. XVIII, of 1812, s. 2.  
 . . . Ben. Reg. VIII of 1819, s. 2.  
 Not liable to be set aside on succession, partition, private transfer, or sale in execution of decree . . . Ben. Reg. XVIII of 1812, s. 3.  
 Of lands whereon dwelling houses, manufactories, gardens, plantations, tanks, wells, canals, places of worship or burning or burying grounds have been made or mines sunk, not avoided by sale of estate or tenure for arrears of revenue . . . Act XI of 1859, ss. 37, 52.  
 . . . Ben. Act VII of 1868, ss. 12—14.  
 Registration of. *See* REGISTRATION OF TENURES, &c. (Be.).  
 Purchaser at public sale, &c., not entitled to annul, within year, except by decree of civil court . . . Ben. Reg. V of 1812, s. 4.  
 Cancellation of. *See* EJECTMENT (Be.); PATNÍ TALUQS.

**LEASE (N.).**

- Written and registered, when exempted from avoidance by sale for arrears in permanently settled districts . . . Act XIX of 1873, s. 167.  
 For period exceeding landholders' engagement, when and at whose option voidable . . . Act XVIII of 1873, s. 29.  
 Tenants entitled to receive and at what rates . . . Act XVIII of 1873, ss. 24—27.  
 Time of tenant holding under, excluded from period necessary for acquiring right of occupancy . . . Act XVIII of 1873, s. 8, prov. 2.  
 Tenant holding under, liable to ejectment only in execution of decree . . . Act XVIII of 1873, ss. 34, 35.  
 Forfeiture of, on what grounds to be decreed . . . Act XVIII of 1873, s. 34.  
 . . . suit for, cognizable by revenue court . . . Act XVIII of 1873, s. 93 (c).  
 Powers of Court of Wards and its managers as to grant and renewal of . . . Act XIX of 1873, ss. 201, 203.  
 . . . Act VIII of 1879, s. 22.

*See also* RENT SUITS (N.).

**LEASE (P.).**

- Right of occupancy tenant to grant, of holding . . . Act XXVIII of 1868, ss. 32, 33.  
 . . . (Házára.) Reg. III of 1873, ss. 32, 33.  
 Tenant holding under, when and how liable to be ejected . . . Act XXVIII of 1868, s. 20.  
 . . . (Házára.) Reg. III of 1873, s. 20.

**LEASES (O.).**

- Tenants entitled to receive and at what rates . . . Act XIX of 1868, ss. 7—9.  
 Suit for, to be dismissed in absence of written evidence of agreement, Act XIX of 1868, s. 116.  
 Decree for delivery of, form of, and mode of executing . . . Act XIX of 1868, ss. 122, 123.  
 Tenant holding under, liable to ejectment only in execution of decree, Act XIX of 1868, s. 41.  
 Cancellation of, for breach of stipulations . . . Act XIX of 1868, s. 11.  
 Powers of Court of Wards and its managers as to grant and renewal of . . . Act XVII of 1876, ss. 170, 172.

**LEASE AND RELEASE. *See* RELEASE.****LEAVE OF ABSENCE.**

- Rules for grant of, to Ordinary Member of Council . . . 24 & 25 Vic., c. 67, s. 26.  
 . . . Bishops. *See* BISHOP.  
 To Commissioners for trial of persons accused of offences committed in India . . . 26 Geo. III, c. 57, s. 12.

**LEAVES. *See* FOREST PRODUCE.****LECTURESHIPS.**

- Regulation of . . . 53 Geo. III, c. 155, s. 43.

**LEGACY.**

- Time for payment of . . . Act X of 1865, ss. 297, 299, 300.  
 Title of legatee to produce of and interest on . . . Act X of 1865, ss. 309—315.



**LEGACY—cont.**

- Payment of, by personal representative into District Court or Court of Wards, where legatee is minor . . . . . Act X of 1865, s. 308.
- Refund of, when claimable by executor . . . . . Act X of 1865, ss. 316, 317, 319.
- by creditor . . . . . Act X of 1865, ss. 320, 321.
- by co-legatee who has not received payment or has been compelled to refund . . . . . Act X of 1865, ss. 322—324.
- limitation of time for suit for . . . . . Act XV of 1877, s. 4, sch. II, No. 43.
- always without interest . . . . . Act X of 1865, s. 325.
- Suit for, may be brought in Presidency Court of Small Causes . . . . . Act IX of 1850, s. 32.
- not cognizable by mufassal Court of Small Causes . . . . . Act XI of 1865, s. 6, prov. (2.)
- limitation of time for . . . . . Act XV of 1877, s. 4, sch. II, No. 123.
- See* EXECUTOR OR ADMINISTRATOR; INTEREST; PERSONAL REPRESENTATIVE; WILL.

**LEGAL PRACTITIONERS.**

- Fees of, as payable by adversary . . . . . Act XVIII of 1879, s. 27.
- Agreements as to remuneration of, making, filing, and effect of, . . . . . Act XVIII of 1879, ss. 28—31.
- Penalty for receiving or giving commission for employment of . . . . . Act XVIII of 1879, s. 36.
- Penalties on, practising without due authority, &c. . . . . Act XVIII of 1879, ss. 32—35.
- Advocates, vakils, and attorneys, how far included in . . . . . Act XVIII of 1879, ss. 3, 38.
- Excluded from appearance in certain proceedings connected with Dekkhan Agriculturists . . . . . Act XVII of 1879, s. 68.
- See* ADVOCATE; ATTORNEY; BARRISTER; PLEADERS (M., &c.); PLEADERS AND MUKHTARS (Be.), &c.

**LEGAL REPRESENTATIVE.**

- Of partner, entitled to accounts, &c., of partnership . . . . . Act IX of 1872, s. 257.
- See* PERSONAL REPRESENTATIVE.

**LEGAL TENDER.**

- British coins when and how made, in Native State . . . . . Act IX of 1876, s. 4 (f).
- Coin of Native State when and how may be declared . . . . . Act IX of 1876.
- See* COIN; PAPER CURRENCY.

**LEGATEE.**

- Title of, to administration when . . . . . Act X of 1865, s. 198.
- . . . . . Act II of 1874, s. 15.
- See* ADMINISTRATOR GENERAL; RESIDUARY LEGATEE.
- Right of, to apply for direction to Administrator General to administer estate of Hindu, Muhammadan, or Buddhist . . . . . Act II of 1874, s. 17.
- See* LEGACY; TALUQDARS AND GRANTEES (O.); WILL.

**LEGISLATIVE COUNCIL.**

- Established by Governor General at Fort William and elsewhere . . . . . 24 & 25 Vic., c. 67, s. 44.
- Constitution of . . . . . 24 & 25 Vic., c. 67, s. 45.
- Assent of Crown necessary, to . . . . . 24 & 25 Vic., c. 67, s. 49.
- Additional members of, appointment of . . . . . 24 & 25 Vic., c. 67, s. 10.
- terms of office of . . . . . 24 & 25 Vic., c. 67, ss. 11, 30.
- Lieutenant-Governors and Chief Commissioners to be *ex-officio* . . . . . 33 & 34 Vic., c. 3, s. 3.
- resignation of . . . . . 24 & 25 Vic., c. 67, ss. 12, 31.
- vacancies in number of . . . . . 24 & 25 Vic., c. 67, ss. 13, 32.
- Meetings of, Presidency at . . . . . 24 & 25 Vic., c. 67, ss. 15, 34.
- Quorum of . . . . . 24 & 25 Vic., c. 67, ss. 15, 44.
- Appointment and adjournment of . . . . . 24 & 25 Vic., c. 67, ss. 17, 36.
- Rules for conduct of business at . . . . . 24 & 25 Vic., c. 67, ss. 18, 37.
- Business to be transacted at . . . . . 24 & 25 Vic., c. 67, ss. 19, 38.
- Assent of Governor General to laws made at . . . . . 24 & 25 Vic., c. 67, ss. 20, 40.
- Power to enforce attendance and examination of witnesses and production of documentary evidence before . . . . . Ben. Act III of 1866.
- . . . . . Bom. Act XIII of 1866.
- See also* GOVERNOR GENERAL OF INDIA IN COUNCIL; GOVERNOR IN COUNCIL; LIEUTENANT-GOVERNOR'S COUNCIL.

**LEGISLATURE. *See* PUBLIC DOCUMENT.**





**LEGITIMACY.**

Conclusive presumption of, from birth during marriage, except on proof of non-access.

Act I of 1872, s. 112.

**LESSOR AND LESSEE.**

Lessor when not entitled to specific performance of contract for lease . . . Act I of 1877, s. 25.

Lessee's rights as against lessor with imperfect title . . . Act I of 1877, s. 18.

Rescission of contract of lease may be ordered after decree for specific performance on default of lessee to pay money ordered . . . Act I of 1877, s. 35 (c).

, lessee when liable for rents and profit received on

Act I of 1877, s. 35.

Suit by lessor for value of trees cut down by lessee, limitation of time for

Act XV of 1877, s. 4, sch. II, No. 108.

Lessor may have action of covenant against grantees of reversions . . . 32 Hen. 8, c. 34.

See BOUNDARY MARKS; FARMER; FERRIES; LANDLORD AND TENANT UNDER PROPRIETOR.

**LETTER.**

Substitution of, for summons to witness in criminal case . . . Bom. Reg. XIII of 1827 s. 34 (3).

Act XVII of 1862, sch.

in case of defendant of ranks, and manner of sending

Act X of 1877, ss. 91, 92.

Applications to be received by, in Sadr Court of Sindh . . . Bom. Act XII of 1866, s. 7.

See POST OFFICE; SEARCH WARRANT, I.

**LETTER OF ALLOTMENT.**

Of shares in or loan to company, chargeable with what stamp duty

Act I of 1879, ss. 4, 5, sch. I, No. 40.

**LETTER OF CREDIT.**

With what stamp duty chargeable . . . Act I of 1879, ss. 4, 5, sch. I, No. 41.

**LETTER OF LICENSE.**

With what stamp duty chargeable . . . Act I of 1879, ss. 4, 5, sch. I, No. 42.

**LETTERS OF ORDINATION**

59 Geo. III, c. 60, s. 1.

**LETTERS PATENT.**

Not to take effect till published or acted on . . . 26 & 27 Vic., c. 76, s. 1.

In future not to take effect till publication . . . 26 & 27 Vic., c. 76, s. 2.

Publication of appointments by . . . 26 & 27 Vic., c. 76, s. 3.

Companies formed in pursuance of, registration of, under Indian Companies Act

Act X of 1866, ss. 4, 194—196.

See PATENT.

Respecting Bishopric or Archdeaconry . . . 53 Geo. III, c. 155, ss. 49, 52, 53.

For the High Courts, power to issue . . . 24 & 25 Vic., c. 104.

For the High Court at Bombay, amended . . . Act XXIII of 1866.

See BISHOP; BISHOP OF CALCUTTA; CHARTERS; GOVERNOR; HIGH COURT, 2, 3, 4; SUPREME COURT.

**LIBEL.**

Suit for, not cognizable by Presidency Court of Small Causes . . . Act IX of 1850, s. 25.

Compensation for, not recoverable by suit *in forma pauperis* . . . Act X of 1877, s. 402.

Limitation of time for suit for . . . Act XV of 1877, s. 4, sch. II, No. 24.

See DEFAMATION.

**LICENSE.**

For residence in India . . . 3 & 4 Wm. IV, c. 85, ss. 81—84.

See ABKARI; EXCISE; INFLAMMABLE OIL; MUNICIPALITIES; OPIUM (Be.); SALT; STAGE CARRIAGE; TRADE LICENSES.

**LICENSE TAX.** See CALCUTTA MUNICIPALITY, 3; MADRAS CITY MUNICIPALITY, 3; TRADE LICENSE.

**LICENSE TO BE AT LARGE.**

Penalty for breach of, by convict under sentence of penal servitude . . . Act V of 1871, s. 29.

See also REMISSION OF PUNISHMENT.

**LICENSED VENDORS.**

Of stamps. *See* **STAMP DUTY**, 3.  
 Of arms, &c. *See* **ARMS, &c.**  
*See* **ABKARI**; **EXCISE**.

**LICENSEE.**

How far estopped from denying title of licensor . . . . Act I of 1872, ss. 116, 117.

**LIEN.**

Of Government on land and crop for land-revenue. *See* **CROPS**; **LAND REVENUE (M.)**, &c., 2.  
 for quit rents, *nazránás*, &c., due in respect of *ináms*

Bom. Act II of 1863, s. 15.

Bom. Act VII of 1863, s. 30.

Ben. Act X of 1871, s. 23.

For road cess, prior to other charges . . . . .

Deposit made for protection of, on estate liable to sale for arrears (Bengal) how recoverable  
 from proprietor . . . . . Act XI of 1859, s. 9.

On goods imported or exported, for unpaid duty . . . . . Act VIII of 1875, s. 9.

Of landholders on produce of land, for rent due in respect thereof

Ben. Act VIII of 1869, ss. 68, 96. | (Be., C.) Act X of 1859, ss. 112, 139.

Mad. Act VIII of 1865, s. 32. | (N.) Act XVIII of 1873, ss. 56, 83 (e).

*See* **INCUMBRANCES**.

Of under-tenant advancing money to preserve *patni taluk* from sale

Ben. Reg. VIII of 1819, s. 13 (4).

Ben. Act VIII of 1865, s. 6.

Ben. Act VIII of 1869, s. 62.

Carriers. *See* **RAILWAY**, 3 (a).

Of pleaider on amount decreed for costs payable to him . . . . Act X of 1877, s. 111.

Claim to, on attached property how disposed of . . . . . Act X of 1877, ss. 278, 282.

Attachment and delivery after sale of property subject to

Act X of 1877, ss. 268, 300, sch. IV, No. 146.

Bailees. *See* **ATTORNEY**; **BAILOR AND BAILEE**; **BANKER**; **FACTOR**; **POLICY BROKER**;  
**WHARFINGER**.

*See also* **CROPS**; **INDIGO** (Be., N.); **PRINCIPAL AND AGENT**, 4; **SELLER'S LIEN**; **VENDOR**  
**AND PURCHASER**, 3; **WILL**.

**LIEUTENANT-GOVERNOR.**

When to be additional Member of Governor General's Council for the purpose of making laws  
 and regulations . . . . . 33 & 34 Vic., c. 3, s. 3.

Power of, to seize or authorize seizures for slave trade offences

36 & 37 Vic., c. 88, ss. 2, 3.

Guilty of oppression, triable in England . . . . . 11 & 12 Wm. III, c. 12.

Salary of . . . . . 16 & 17 Vic., c. 95, s. 35.

Appointment of . . . . . 21 & 22 Vic., c. 106, s. 29.

24 & 25 Vic., c. 67, s. 46.

Rules made by, for Non-Regulation Provinces . . . . . 24 & 25 Vic., c. 67, s. 25.

*See* **REGULATION**.

Of Bengal, Bar to issue of order for performance of duty by . . . Act I of 1877, s. 45 (f).

Power of, to enforce attendance and examination of witnesses, &c., before Legis-  
 lative Council . . . . . Ben. Act III of 1866.

Of North-Western Provinces. *See* **CAMP**.

**LIEUTENANT-GOVERNOR'S COUNCIL.**

Legislative powers of, generally . . . . . 24 & 25 Vic., c. 67, ss. 47, 48.  
 in respect of European British subjects . . . . . 34 & 35 Vic., c. 34.

**LIFE ASSURANCE COMPANY.** *See* **COMPANY**, 4.

**LIFE ESTATE.** *See* **PARTITION OF ESTATES** (Be.), 1.

**LIGHT.**

Access and use of. *See* **PRESCRIPTION**.





Suits when considered instituted for purposes of . . . .	Act XV of 1877, s. 4, expl.
When not provided for by special or local law . . . .	Act XV of 1877, ss. 4, 6, sch. II.



LIMITATION OF TIME—*cont.*2. Suits—*cont.*(b) *Period of limitation—cont.*(i) *General—cont.*

- Against trustees and their representatives . . . . . Act XV of 1877, s. 10.  
 On foreign contracts . . . . . Act XV of 1877, s. 11.  
 Against Governor General and Members of Council . . . . . 21 Geo. III, c. 70, s. 7.  
 Before Village Munsifs . . . . . Mad. Reg. IV of 1816, s. 5.  
 Village Pancháyat . . . . . Mad. Reg. V of 1816, s. 2 (3).  
 By actual inventor for assignment of patent fraudulently obtained . . . . . Act XV of 1859, s. 33.  
 Against Secretary of State to recover prize money paid to him . . . . . 31 & 32 Vic., c. 38, s. 4.  
 For waste-lands sold, &c., when good reason exists for not having preferred claim to Collector before sale . . . . . Act XXIII of 1863, s. 18.  
 In cases of wrongful possession on successions . . . . . Act XIX of 1841, s. 14.  
 For recovery of arrears of Abkárí Revenue, Madras Town . . . . . Act XIX of 1852, s. 13.  
 For money against Dekkhan Agriculturist . . . . . Act XVII of 1879, s. 72.  
*See also DEKKHAN AGRICULTURISTS, 2.*  
 For land, rent, &c., in Peshawar District. *See PESHAWAR DISTRICT.*  
*See ENCUMBERED ESTATES; MATRIMONIAL COURT; NAWAB OF SUBAT.*

(ii) *For Suits between Landlord and Tenant, and Revenue Suits.*

- For rent suits . . . . . Mad. Act VIII of 1865, ss. 18, 40, 51.  
     Act X of 1859, ss. 28, 33. | Ben. Act VIII of 1869, ss. 27—30.  
     Act XIX of 1868, ss. 104—108. | Ben. Act I of 1879, ss. 42—45.  
 For suit to establish title to rent, disallowed by revenue court on interpleader claim  
     (Be. C.) Act X of 1859, ss. 77, 140.  
     (N.) Act XVIII of 1873, ss. 84, 148.  
     Ben. Act I of 1879, s. 87.  
 for balance of rent after deposit made by tenant and notified, Ben. Act VI of 1862, s. 6.  
     Ben. Act VIII of 1869, s. 31.  
     Ben. Act I of 1879, s. 15.  
     (O.) Act XIX of 1868, s. 16.  
 to contest liability to ejectment after service of notice  
     (P.) Act XXVIII of 1868, ss. 22, 24, 25.  
     (O.) Act XIX of 1868, ss. 43, 44.  
     (Hazára) Reg. III of 1873, ss. 22, 24, 25.  
 by tenant ejected by order of Collector to recover possession  
     Mad. Act VIII of 1865, s. 44.  
 to set aside award of revenue court officer as to division or appraisement of crops  
     (O.) Act XIX of 1868, s. 31.  
     (P.) Act XXVIII of 1868, s. 18.  
     (Aj.) Reg. II of 1877, ss. 49, 51.  
 for damages for unlawful or unauthorized distress for rent, Ben. Act VIII of 1869, s. 100.  
     (Be., C.) Act X 1859, s. 144.  
     (N.) Act XVIII of 1873, ss. 88, 94.  
     (O.) Act XIX of 1868, s. 108.  
 to contest enhancement of rent notified at settlement . . . . . Ben. Act VIII of 1879, s. 10.  
 by under-tenant claiming compensation payable out of sale proceeds of patni taluq  
     sold for arrears . . . . . Ben. Reg. VIII of 1819, s. 17 (5).  
 in revenue court . . . . . Ben. Reg. VII of 1822, s. 20 (3).  
     (N.) Act XVIII of 1873, s. 94.  
     (O.) Act XIX of 1868, s. 102.

(iii) *For Suits to contest orders of Government Officers.*

- To set aside decision of settlement officer relating to *Boundaries* . . . . . Act XXVIII of 1860, s. 25.  
 award of compensation for act done in enlarging *Embankments* on ground of corruption, &c., of arbitrators . . . . . Act XXXII of 1855, s. 7 (11).  
 finding of settlement officers as to *Landed rights* . . . . . Reg. III of 1872, s. 25.  
 order of Collector in enquiry into *Malversation* by public servants, &c.  
     Mad. Reg. III of 1832, s. 2.  
 order of Collector on claim to *Public lands* or to exemption of non-agricultural  
     lands in city . . . . . Bom. Act V of 1879, s. 135.





LIMITATION OF TIME—*cont.*2. Suits—*cont.*(b) *Period of limitation—cont.*(iii) *For Suits to contest orders of Government Officers—cont.*

- To set aside order of *Refusal to Register* passed by Registrar . . . Act III of 1877, s. 77.  
 By Government to cancel special *Registration of tenures, &c.*, on ground of fraud . . . Act XI of 1859, s. 50.  
 To contest decision of Board of Revenue regarding resumption of *Revenue-free lands* . . . Ben. Reg. II of 1819, s. 24.  
 To annul *Sale for arrears* of land revenue . . . Act XI of 1859, s. 33.  
 To set aside order of Collector confiscating stones illicitly removed from *Stone Quarries* at Chunnar, &c. . . Ben. Reg. II of 1800, s. 12.  
 By Government to try claim to *Waste lands* admitted by Collector . . . Act XXIII of 1863, s. 7.  
 To contest award of Board of Revenue on claim to *Waste lands* . . . Act XV of 1877, sch. II, art. 1.

(iv) *For Suits to supersede orders of Government Officers.*

- To recover possession of land, application for which has been rejected by Revenue officer . . . (Bu.) Act II of 1876, s. 10.  
 For immoveable property after revenue summary suit . . . Bom. Act III of 1876, s. 21.  
 For property forfeited to, or seized as liable to forfeiture by, Government . . . Act IX of 1859, s. 20.  
 delivered to any person from custody of police by order of Presidency Magistrate . . . Act IV of 1877, s. 244.  
 For drift timber, &c., after rejection of claim by forest officer . . . Act VII of 1878, s. 47.  
 Ec. suit to establish or claim damages on account of title, disallowed by revenue court, to property attached in execution of decree . . . Ben. Act I of 1879, ss. 121, 126, 130.  
 (Be., C.) Act X of 1859, ss. 103, 107, 111.  
 (N.) Act XVIII of 1873, s. 181.

(v) *For Suits for acts done under enactments.*

- Where no special provision . . . Act XV of 1877, s. 4, sch. II, No. 2.  
 Under 33 Geo. III, c. 52 . . . 33 Geo. III, c. 52, s. 141.  
 Under 53 Geo. III, c. 155 . . . 53 Geo. III, c. 155, s. 124.  
 Under *Army Discipline and Regulation Act* . . . 42 & 43 Vic., c. 33, s. 163.  
*Canals and Ferry Act* . . . Mad. Act I of 1870, s. 28.  
 In connection with alteration or enlargement of *Embankments* . . . Act XXXII of 1855, s. 7 (1).  
 Ben. Act VI of 1873, s. 31.  
 Under *Excise law* . . . Mad. Act III of 1864, s. 30 A.  
 Mad. Act V of 1879, s. 4. | Act XIX of 1852, s. 38.  
 Bom. Act V of 1878, s. 67. |  
 Under *Foreign Jurisdiction Act* . . . 6 & 7 Vic., c. 94, s. 7.  
 41 & 42 Vic., c. 67, s. 8.  
 Under *Howrah Bridge Act* . . . Ben. Act IX of 1871, s. 27.  
 Against revenue officer relating to assessment or collection of *Land Revenue* . . . Act XXIII of 1850, s. 13. | Act XII of 1851, s. 17.  
 Mad. Act II of 1864, s. 59. | Mad. Act VI of 1867, s. 31.  
*Municipal corporations or their officers for act done in pursuance of duty* . . . Ben. Act V of 1876, s. 374.  
 Mad. Act V of 1878, s. 409. | Act XV of 1873, s. 43.  
 Mad. Act III of 1871, s. 168. | Act IV of 1873, s. 19.  
 Bom. Act III of 1872, s. 287. | Act VII of 1874, s. 40.  
 Bom. Act VI of 1873, s. 86.  
 Ben. Act IV of 1876, s. 357. |  
 Under *Naval Prize Act*, 1864 . . . 27 & 28 Vic., c. 25, s. 51.  
 Under *Presidency Police Acts* . . . Act XLVIII of 1860, s. 29.  
 Mad. Act VIII of 1867, s. 75.  
 Ben. Act IV of 1866, s. 99.  
 Against Deputy Commissioner for assessing or levying salaries of *Rural Police* . . . Ben. Act VIII of 1878, s. 34.  
 By or under authority of *Port Commissioners or Trustees* . . . Ben. Act V of 1870, s. 87.  
 Bom. Act VI of 1879, s. 87.  
 Act XV of 1879, s. 52.  
 Under *Presidency Court of Small Causes Act* . . . Act IX of 1850, s. 111.

**LIMITATION OF TIME—cont.****2. Suits—cont.****(b) Period of limitation—cont.****(v) For Suits for acts done under enactments—cont.**

By Magistrate or health officer in reference to *Puri Lodging Houses, &c.*

Ben. Act IV of 1871, s. 36.

For irregularity in *Sale in execution of decree* of revenue court (Be., C.) Act X of 1859, s. 104.

(N.) Act XVIII of 1873, s. 170.

Ben. Act I of 1879, s. 122.

Under *Salt Excise Law* . . . . . Bom. Act VII of 1873, s. 62.

Mad. Act VI of 1871, s. 42.

Ben. Act VII of 1864, s. 41.

Against Magistrate or Village Panchayat under *Village Chaukidari Act*

Ben. Act VI of 1871, s. 63.

Against *Village Munsif or Panchayat* on ground of corruption

Mad. Reg. IV of 1816, s. 35 (1).

Mad. Reg. V of 1816, s. 18 (1).

**3. Appeal.****(a) Special extensions.**

Extension of period of, on sufficient cause being shown

Act XV of 1877, s. 5.

(N.) Act XVIII of 1873, s. 201.

(N.) Act XIX of 1873, s. 247.

(O.) Act XVII of 1876, s. 187.

Bom. Act V of 1879, s. 266.

Exclusion of day of judgment appealed against and of time required for obtaining copies of judgment and decree

Act XV of 1877, s. 12.

(N.) Act XVIII of 1873, s. 202.

(N.) Act XIX of 1873, s. 246.

(O.) Act XVII of 1876, s. 186.

Bom. Act V of 1879, s. 205.

**(b) Periods of limitation.****(i) To Civil Court from Civil and Revenue Courts.**

When not provided for by special or local law . . . Act XV of 1877, s. 4, sch. II, Nos. 150—157.

From Vice-Admiralty Courts . . . . . 30 & 31 Vic., c. 45, s. 18.

From original judgments, &c. of Chief Court . . . . . Act XVII of 1877, s. 18.

To Chief Court, Panjáb . . . . . (P.) Act XVII of 1877, s. 40 (b).

To Deputy Commissioner or Commissioner . . . . . (P.) Act XVII of 1877, s. 40 (a).

To Commissioner of Division . . . . . (Bu.) Act XVII of 1875, s. 22.

**See CIVIL COURTS (C.).**

In Ajmer . . . . . Reg. I of 1877, s. 22.

**See also JHANSI DIVISION.**

To Special Court, Burma . . . . . Act XVII of 1875, s. 83.

To High Court from Parsi Matrimonial Court . . . . . Act XV of 1865, s. 42.

from decision of Superintendent of Tributary Maháls

Ben. Reg. XI of 1816, s. 11.

from orders of Court of Wards (M.)

Mad. Reg. V of 1804, s. 24 (4) (5).

From order of court in winding up of company . . . . . Act X of 1866, s. 141.

From composition between company in course of winding up and creditors

Act X of 1866, s. 153.

In suits under Agrarian Disputes Act . . . . . Ben. Act VI of 1876, s. 30.

In suits against Dekkhan Sardars . . . . . Bom. Reg. XXIX of 1827, s. 5 (2) (3).

Act XIX of 1835.

From decrees of Inam Commissioner and his assistants, Act XI of 1852, s. 3, sch. A, para. 14.

From decisions of Judge as to apportionment of compensation for water applied to public

purpose . . . . . Ben. Act III of 1876, s. 24.

In rent suits . . . . . (O.) Act XIX of 1868, s. 94.

From Revenue Courts in rent suits to Civil Court

Act X of 1850, s. 161. | Mad. Act VIII of 1865, s. 69.

Act XVIII of 1873, s. 190. | Ben. Act I of 1879, s. 145.

From Collector, disallowing claim to revenue-free tenure . . . Bom. Act VII of 1863, s. 19 (2).

**(ii) Criminal and Magisterial.**

When not specially provided for . . . Act XV of 1877, s. 4, sch. II, Nos. 150, 154, 155, 157.





LIMITATION OF TIME—*cont.*3. Appeal—*cont.*(b) *Periods of limitation—cont.*(ii) *Criminal and Magisterial—cont.*

From convictions by Presidency Magistrates . . . . .	Act IV of 1877, s. 167.
From acquittals by Presidency Magistrates . . . . .	Act IV of 1877, s. 168.
by Mufassal Court . . . . .	Act X of 1872, s. 272.
	Act XI of 1874, s. 23.
From Magistrate in cases arising out of disputes concerning apprenticeship	
	Act XIX of 1850, s. 24.
To Police Commissioner from Magistrate of District regarding establishment of fairs	
	Bom. Act IV of 1862, s. 6.
From Magistrate regarding disposal of forest produce seized in connection with an offence	
	Act VII of 1878, s. 58.
To Presidency Magistrates regarding assessment of compensation for removal of offensive trade	
	Mad. Act V of 1878, s. 324.
From assessment of taxation in union . . . . .	Ben. Act V of 1876, s. 336.
To Magistrate relating to chaukidari assessment . . . . .	Act XX of 1856, s. 20.

(iii) *Revenue and Miscellaneous.*

To Governor General in Council from orders regarding forfeiture, &c., of vernacular newspapers and books for sedition, extortion, &c. . . . .	Act IX of 1878, s. 13.
To Revenue Courts and officers generally	
(N.) Act XIX of 1873, ss. 245—247, 252.	(Aj.) Reg. II of 1877, s. 116.
(O.) Act XVII of 1876, ss. 185—187.	Act X of 1876, s. 9.
Bom. Act V of 1879, ss. 205—208.	
To Revenue officers in rent suits	
Act X of 1859, ss. 152, 156.	Ben. Act I of 1879, ss. 136, 140.
Act XVIII of 1873, ss. 184, 200.	Ben. Act III of 1868.
From settlement officers in Hazára District . . . . .	Reg. I of 1872, s. 13, rule 54.
To special Commissioners in resumption suits—	
by private party . . . . .	Ben. Reg. III of 1828, s. 4 (2).
by Board of Revenue . . . . .	Ben. Reg. III of 1828, s. 4 (4).
In survey and <i>Boundary</i> dispute cases . . . . .	Ben. Act V of 1875, ss. 59, 60.
	(Bu.) Act V of 1880, s. 20.
To Collector from <i>Canal</i> officer . . . . .	Ben. Act III of 1876, s. 91.
	Bom. Act VII of 1879, s. 67.
To Commissioner of Division in reference to <i>Chutiá Nágpur Tenures</i>	
	Ben. Act II of 1869, s. 14.
From order of <i>Customs Officer</i> . . . . .	Act VIII of 1878, ss. 188, 202.
To Commissioner or Board of Revenue from orders relative to objections to works, &c., on <i>Embankments</i> . . . . .	Ben. Act V of 1855, s. 5 (4).
	Ben. Act VI of 1873, s. 59.
From Deputy Collector relative to <i>Embankments</i> . . . . .	Ben. Act VII of 1866, s. 8.
	Ben. Act VI of 1873, s. 64.
From forest settlement officers as to claims to rights in reserved <i>Forests</i>	
	Act VII of 1878, s. 16.
From Revenue officers relating to <i>Hereditary Offices</i> . . . . .	Bom. Act III of 1874, s. 77.
	Mad. Reg. VI of 1831, s. 5.
To Commissioner of Division in relation to apportionment, &c., of costs of <i>Hugli and Burdwan drainage</i> works . . . . .	Ben. Act V of 1871, ss. 26, 29.
To Revenue Commissioner as to sufficiency of notice calling for claims to <i>Inams</i>	
	Bom. Act VII of 1863, s. 9.
To Board of Revenue against assessment of <i>Land Revenue</i> in Madras Town	
	Act XII of 1851, ss. 3, 6.
	Mad. Act I of 1876, s. 7.
From order on petition of objection to <i>License Tax</i> . . . . .	Mad. Act III of 1878, s. 16.
	Ben. Act II of 1880.
Relating to assessment or collection of <i>Local Rates</i> .	
(O.) Act IV of 1878, s. 9.	(P.) Act V of 1878, s. 13.
(N.) Act III of 1878, s. 17.	Mad. Act IV of 1871, ss. 45, 55.



LIMITATION OF TIME—*cont.*3. Appeal—*cont.*(b) *Periods of limitation—cont.*(iii) *Revenue and Miscellaneous—cont.*

To Board of Revenue in cases of *Malversation* by public servants, &c.

Mad. Reg. VII of 1828, s. 6.

To Court of Survey in matters relating to *Merchant Shipping*

Act VII of 1880, s. 8.

From assessments of *Municipal taxation*

Mad. Act III of 1871, ss. 47, 61, 86.

Bom. Act III of 1872, ss. 127, 128.

Mad. Act V of 1878, s. 191.

Bom. Act IV of 1878, s. 4.

Ben. Act IV of 1876, ss. 79, 115, 116.

From President, Madras City *Municipality* to Standing Committee

Mad. Act V of 1878, ss. 44, 322, 330, 334.

Against refusal to register *Municipal voter*

Bom. Act III of 1872, s. 9 D.

Bom. Act IV of 1878, s. 5.

Regarding *Mutation of names*, &c.

Ben. Act VII of 1876, ss. 85, 86.

In *Partition* proceedings

(N.) Act XIX of 1873, s. 132.

Ben. Act VIII of 1876, ss. 142—144.

(O.) Act XVII of 1876, s. 92.

(Aj.) Reg. II of 1877, s. 17.

To Commissioner of Division from orders on objections to certificates of arrears of *Public demands*

Ben. Act VII of 1868, s. 23.

To Registrar from refusal to *Register* Muhammadan marriage or divorce

Ben. Act I of 1876, s. 21.

From order of *Refusal to Register* passed by Sub-Registrar

Act III of 1877, ss. 72, 73.

To Collector against summary proceedings of landholders for recovery of *Rent*

Mad. Act VIII of 1865, ss. 18, 40, 43.

As to assessment of *Road-cess*

Ben. Act X of 1871, ss. 18, 19, 33, 44.

To Commissioner to set aside revenue *Sale for arrears*

Ben. Act VII of 1868, s. 2.

To Board of Revenue from orders of Collector adjudicating confiscations of *Salt*

Mad. Act VI of 1871, s. 22.

From declaration of Collector as to *Treasure Trove* being ownerless

Act VI of 1878, s. 9.

From summary order fining landholder for neglect to furnish supplies to *Troops*

Ben. Reg. VI of 1825, ss. 4, 5.

(O.) Act XVIII of 1876, s. 3, sch. II.

(C.) Act XX of 1875, s. 3, sch.

(Aj.) Reg. III of 1877, s. 3, sch. II.

To Board of Revenue from order regarding *Village cess*

Mad. Act IV of 1864, s. 9.

From order of Magistrate as to assessment of *Zamindari dak cess*, Ben. Act VIII of 1862, s. 7.

## 4. Applications.

(a) *Exceptions and Extensions.*

Effect of disability of applicant

Act IX of 1852, s. 82.

proceeding *bonâ fide* in Court without jurisdiction

Act XV of 1877, ss. 7—9.

death before right to apply accrues

Act XV of 1877, s. 14.

fraud

Act XV of 1877, s. 17.

and requisites of acknowledgment of liability

Act XV of 1877, s. 18.

(b) *Periods of limitation.*(i) *For and relating to Execution of Decree.*

In Civil Court

Act X of 1877, s. 230.

Act XV of 1877, sch. II, Nos. 179, 180.

Act XII of 1879, ss. 1, 27, 108.

Exclusion of period of management by Collector from

Act X of 1877, s. 325 A'

Act XII of 1879, s. 50.

In Pesh war District. *See PESHAWAR DISTRICT.*

In rent suit

(Be., C.) Act X of 1859, s. 92.

Ben. Act I of 1879, s. 105.

(N.) Act XVIII of 1873, s. 162.

(O.) Act XIX of 1868, s. 118.

Ben. Act VIII of 1869, s. 58.

Act XVIII of 1876, s. 24.

To stay execution of decree of village munsif on ground of corruption, &c.

Mad. Reg. IV of 1816, s. 29.





LIMITATION OF TIME—*cont.*4. Applications—*cont.*(b) Periods of limitation—*cont.*(i) For and relating to Execution of Decree—*cont.*

- To stay execution of decree of village pancháyats on ground of partiality  
 Mad. Reg. V of 1816, s. 11 (2).  
 To Collector by decree-holders and persons having claims on property ordered to be sold in  
 execution of decree . . . . . Act X of 1877, s. 322A.  
 Act XII of 1879, s. 50.

## (ii) For review of judgment, rehearing, or revision of orders, &amp;c.

- For review of original judgment of High Court . . . Act XV of 1877, s. 4, sch. II, No. 162.  
 of Chief Court, Panjáb . . . Act XVII of 1877, s. 18.  
 of other courts . . . Act XV of 1877, s. 4, sch. II, No. 173.  
 in rent suits  
 Ben. Act VIII of 1869, s. 103. | (N.) Act XVIII of 1873, s. 188.  
 (Bc. C.) Act X of 1859, s. 154. | Ben. Act I of 1879, s. 138.  
 order of Board of Revenue . . . Ben. Reg. III of 1822, s. 5 (6).  
 (N.) Act XIX of 1873, s. 9.  
 in reference to Chutia Nagpur Tenures . . Ben. Act II of 1869, s. 16.  
 For review of assessment of municipal taxation . . Ben. Act V of 1876, s. 106.  
 For statement of case for second appeal by court in British Burma . . Act XVII of 1875, s. 29.  
 For reference of point of law, &c., by first appellate court . . (Aj.) Reg. I of 1877, s. 22.  
 To set aside decision of village munsiff . . . Act XVII of 1879, s. 36.  
 dismissal of suit for default . . . Act X of 1877, s. 99.  
 judgment by default or *ex-parte* in revenue suit . . (N.) Act XVIII of 1873, s. 128.  
 Mad. Act VIII of 1865, s. 58. | Ben. Act I of 1879, s. 66.  
 Act XIX of 1873, s. 214. | (Bc.) Act X of 1859, s. 58.  
 dismissal of appeal for default in rent suit . . (Bc. C.) Act X of 1859, s. 158.  
 (N.) Act XVIII of 1873, s. 186. | Ben. Act I of 1879, s. 142.  
 award of arbitrators, appointed by Civil Court  
 Act XV of 1877, s. 4, sch. II, No. 158.  
 Revenue Court . . (N.) Act XIX of 1873, s. 229.  
 (O.) Act XVII of 1876, s. 200.  
 in reference to boundary disputes  
 Act XXVIII of 1860, s. 20.  
 summary order of Collector in reference to survey of lands of tenant  
 Ben. Act VI of 1862, s. 10. | Ben. Act VIII of 1869, s. 38.  
 sale for arrears of revenue on ground of irregularity or mistake  
 Act XI of 1859, s. 34. | (N.) Act XIX of 1873, s. 179.  
 Bom. Act V of 1879, s. 178. | (O.) Act XVII of 1876, s. 145.  
 order of Collector of Bombay for removal of obstructions to navigation elsewhere  
 than in port . . . Act XI of 1853, s. 4.  
 order of refusal to register on ground of denial of execution passed by  
 Sub-Registrar . . . Act III of 1877, s. 73.  
*See also* REGISTRATION, 3.  
 For revision of proceedings of Presidency Magistrates . . Act IV of 1877, s. 167.  
 of assessment of duty on non-agriculturists . . Bom. Act II of 1871, s. 12.  
 Questioning validity of Bombay City municipal election . . Bom. Act III of 1872, s. 9, C.  
 Bom. Act IV of 1878, s. 5.  
 To President, Madras Municipality, to revise assessments of taxation  
 Mad. Act V of 1878, s. 190.  
 To have name inserted in list of persons qualified to be elected or to vote in Presidency Municipality  
 . . . Mad. Act V of 1878, ss. 20, 22.  
 Ben. Act IV of 1876, s. 20.  
 For remission or refund of municipal rates . . Ben. Act IV of 1876, ss. 92, 95.  
 (iii) For objections to Government orders.  
 To extension of Municipal Act to any town  
 Ben. Act V of 1876, s. 8. | (N. O.) Act XV of 1873, s. 4.  
 (Bu.) Act VII of 1874, s. 3. | (P.) Act IV of 1873, s. 4.  
 Bom. Act VI of 1873, s. 4 (2).

LIMITATION OF TIME—*cont.*4. Applications—*cont.*(b) *Periods of limitation—cont.*(iii) *For objections to Government orders—cont.*

To imposition of proposed municipal tax

(N. O.) Act XV of 1873, s. 15. | (Bu.) Act VII of 1874, s. 11.

(P.) Act IV of 1873, s. 7. | Bom. Act VI of 1873, s. 21 (2).

To requisitions by Municipal authorities for execution of works, &amp;c., Ben. Act V of 1876, s. 180.

To proposed taxation for local police . . . . . Act IV of 1872, s. 39D.

. . . . . Act XV of 1875, s. 2.

To award by Collector, in absence of parties, of compensation for water applied to public purposes . . . . . Ben. Act III of 1876, ss. 18, 19.

To order of Collector on claim to waste lands . . . . . Act XXIII of 1863, s. 5.

To license tax

Bom. Act III of 1878, s. 11. | (N., P., O.) Act II of 1878, s. 12.

Mad. Act III of 1878, s. 13. | Ben. Act II of 1880, s. 18.

To partition of land . . . . . (Aj.) Reg. II of 1877, s. 12.

To registration of tenures, farms, &amp;c. . . . . Act XI of 1859, ss. 41, 42, 44.

To opening or closing of separate account with sharer of joint estates

Act XI of 1859, ss. 10, 11.

Ben. Act VII of 1876, ss. 70, 73.

To specifications, estimates, and accounts of cost of maintaining embankments

Act XXXII of 1855, s. 11.

Ben. Act VI of 1873, ss. 37, 38.

To transfer, construction, &amp;c., of water-courses or village channels

Ben. Act III of 1876, ss. 51, 54.

Act VIII of 1873, s. 24.

Bom. Act VII of 1879, s. 18.

To demarcation of boundaries by demarcation officer . . . . . Act V of 1880, s. 11.

(iv) *For claims to property, &c.*

To stolen or suspicious property seized by the police . . . . . Act X of 1872, s. 416.

To property forfeited on absconding of accused . . . . . Act X of 1872, s. 173.

Act IV of 1877, s. 69.

To forest produce, &amp;c., seized on suspicion . . . . . Act VII of 1878, s. 56.

To property seized on distress warrant and for transfer to High Court of such claim

Act I of 1875, ss. 13, 16.

To property left in hackney carriage or palankeen . . . . . Ben. Act V of 1866, s. 50.

Mad. Act III of 1879, s. 47.

To deposit in Presidency Court of Small Causes . . . . . Act IX of 1850, s. 82.

To sale proceeds of cattle seized and sold on account of breach of Panjáb Frontier Cattle Grazing Regulation . . . . . Reg. I of 1874, s. 8.

To payment or refund of customs duties short or excess levied . . . . . Act VIII of 1878, ss. 39, 40.

To payment of drawback . . . . . Act VIII of 1878, s. 51.

To amount of refunds of additional customs duty . . . . . Act VIII of 1875, s. 23.

To waste-lands advertised for sale . . . . . Act XXIII of 1863, s. 1.

To surplus proceeds of goods sold for recovery of customs duty, &amp;c.

Act VIII of 1878, ss. 88, 101, 119.

Act VIII of 1875, s. 9.

of forest produce sold for arrears . . . . . Act VII of 1878, s. 82.

of hackney carriages seized and sold by police, Ben. Act V of 1866, s. 12.

Mad. Act III of 1879, s. 15.

of goods seized and sold for municipal tax or expenses

Mad. Act V of 1878, ss. 173, 177, 201, 292, 416.

Ben. Act IV of 1876, s. 87.

Ben. Act V of 1876, ss. 115, 138, 154, 217, 229, 372.

Mad. Act III of 1871, ss. 55, 76, 122, 143.

of goods sold for non-payment of port dues, tolls, and rates

Ben. Act V of 1870, s. 73.

Bom. Act VI of 1879, s. 65.

Act XV of 1879, s. 38.





LIMITATION OF TIME—*cont.*4. Applications—*concl.*(b) Periods of limitation—*concl.*

## (v) For compensation.

- For injury caused by march or encampment of troops  
 Bom. Reg. XXII of 1827, s. 43. (Aj.) Reg. III of 1877, s. 3, sch. II.  
 Ben. Reg. XI of 1806, s. 5, (2.) (C.) Act XX of 1875, s. 3, sch.
- On account of water acquired for public purposes . . . . . Act VIII of 1873, s. 9.  
 Ben. Act III of 1876, s. 13.  
 Bom. Act VII of 1879, s. 32.
- On account of drainage scheme . . . . . Act VIII of 1873, s. 62.  
 Ben. Act III of 1876, s. 45.  
 Bom. Act VII of 1879, s. 32.

## (m) Miscellaneous.

## Period of, when not provided for by special or local law

- Act XV of 1877, s. 4, sch. II, Nos. 158—180.  
 Act XII of 1879, s. 108.
- Special Court deemed High Court for purposes of . . . . . Act XVII of 1875, s. 83.
- To assess to rent land held rent-free, none . . . . . (N.) Act XVIII of 1873, s. 30 (e).  
 (N.) Act XIX of 1873, ss. 82, 83.
- To revoke letters of administration granted to Administrator General . . . . . Act II of 1874, s. 26.
- For filing specification of invention . . . . . Act XV of 1859, s. 4.
- For issue of distress warrant for rent in Presidency Town . . . . . Act I of 1875, s. 1.
- To Revenue Courts . . . . . Act XVIII of 1873, s. 96 (e).
- For recovery of rights to land . . . . . (Bu.) Act II of 1876, ss. 9, 12, 13.
- By landholder for payment of rent deposited in Court . . . . . Act XVIII of 1873, s. 54.
- By distrainer for rent, for order for sale of distrained property, Mad. Act VIII of 1805, s. 18.
- For restoration of possession by party dispossessed of land . . . . . Act XVI of 1838, s. 1 (2).
- To settlement officer complaining of wrongful dispossession . . . . . Ben. Reg. VII of 1822, s. 14, (4) (5).
- For restoration of village taken under direct management for recovery of revenue . . . . . Bom. Act V of 1879, ss. 162, 163.
- Complaining to Collector of resistance to distraint for rent . . . . . Ben. Act VIII of 1869, s. 101.  
 (Be. C.) Act X of 1859, s. 145. (N.) Act XVIII of 1873, s. 89.  
 (O.) Act XIX of 1868, s. 81.
- To Collector, to stamp or adjudicate on stamp for instrument . . . . . executed out of British India . . . . . Act I of 1879, ss. 17, 31.  
 in British India . . . . . Act I of 1879, s. 31.  
 unduly stamped through accident, mistake, or urgent necessity . . . . . Act I of 1879, s. 38.
- for allowance for spoiled, unused, or misused stamp, Act I of 1879, ss. 51, 52, 54.
- To Chief Controlling Revenue authority for remission of penalties imposed on unduly stamped documents . . . . . Act I of 1879, s. 42.

## 5. Prosecutions.

- Against Governor . . . . . and Members of Council . . . . . 21 Geo. III, c. 70, s. 7.
- In Queen's Bench . . . . . British subjects guilty of offences in India . . . . . 24 Geo. III, c. 25, s. 82.
- Of *Abkari* officer . . . . . official act . . . . . Bom. Act V of 1878, s. 67.  
 Mad. Act III of 1864, s. 30 (a).  
 Mad. Act V of 1879, s. 4.
- For acts arising out of *Apprenticeship* . . . . . Act XIX of 1850, s. 18.
- For thing done in pursuance of Indian Arms Act . . . . . Act XI of 1878, s. 33.
- For wrongful seizure of *Cattle* on ground of being diseased . . . . . Mad. Act II of 1866, s. 16.
- For thing done against *Copyright Act* . . . . . Act XX of 1847, s. 16.
- For offences relative to *Eastern Frontier* of Bengal . . . . . Reg. V of 1873, s. 10.
- For *Elephant-hunting* . . . . . Act VI of 1879, s. 9.  
 Mad. Act I of 1873, s. 9.  
 Reg. I of 1876, s. 7.
- For offence under *Excise law* . . . . . Act X of 1871, s. 75.  
 Ben. Act VII of 1878, s. 72.



LIMITATION OF TIME—*concl.*5. Prosecutions—*cont.*

- For refusing to deliver up plate of *Hackney Carriage* or ticket of driver . . . Ben. Act V of 1866, ss. 16, 24.
- For smuggling, &c., under *Inland Customs Act* . . . Act VIII of 1875, s. 13.
- For thing done in pursuance of *Land Acquisition Act* . . . Act X of 1870, s. 58.
- For offences under Indian Christian *Marriage Act* . . . Act XV of 1872, s. 76.
- For *Military* offences . . . Act V of 1869, art. 98.
- For *Municipal* offences. . . 42 & 43 Vic., c. 33, s. 163.
- Ben. Act V of 1876, s. 317.
- Ben. Act IV of 1876, s. 351. | Mad. Act III of 1871, s. 169.
- Mad. Act V of 1878, s. 422. | Ben. Act V of 1876, s. 317.
- Bom. Act III of 1872, s. 296. | Bom. Act VI of 1873, s. 82.
- For illegal cultivation of *Opium* . . . Act XIII of 1857, s. 26.
- For act done by *Police* officer in execution of his duty . . . Act V of 1861, s. 42.
- Act XXIV of 1859, s. 53.
- Bom. Act VII of 1867, s. 42.
- For thing done in pursuance of *Presidency Police Acts* . . . Mad. Act VIII of 1867, s. 75.
- Ben. Act IV of 1866, s. 99.
- Act XLVIII of 1860, s. 29.
- For act done by *Rural Police* officer in execution of duty . . . Act II of 1880, s. 19.
- For offences under *Salt Law* . . . Ben. Act VII of 1864, s. 37.
- For thing done in pursuance of *Salt Law* . . . Mad. Act VI of 1871, s. 42.
- Ben. Act VII of 1864, s. 41.
- Bom. Act VII of 1873, s. 62.
- For act done in pursuance of *Sea Customs Act* . . . Act VIII of 1878, s. 198.
- For offences connected with *Steam boilers* . . . Ben. Act III of 1879, s. 12.
- Bom. Act V of 1873, s. 26.
- For thing done in pursuance of Indian *Volunteers Act* . . . Act XX of 1869, s. 26.

## 6. Miscellaneous.

- For payment of balance of purchase money for immovable property sold—
- in execution of decree . . . Act X of 1877, s. 307.
- for arrears . . . (N.) Act XIX of 1873, s. 175.
- (O.) Act XVII of 1876, s. 142.
- For annulment of assessment of land revenue on partition for fraud, &c. . . (N.) Act XIX of 1873, s. 133.
- Ben. Act VIII of 1876, ss. 131, 132. | (O.) Act XVII of 1876, s. 93.
- (C.) Act XIX of 1863, s. 45. | Act II of 1876, s. 16.
- For cancellation of declaration of status of landholder on ground of error, . . . Act XI of 1859, s. 49.
- For revision by Board of Revenue or Government of Commissioner's order for special registry of tenures, &c. . . Act VIII of 1878, ss. 42, 43.
- For grant of drawback on re-export . . . Ben. Act VII of 1864, s. 36.
- For levy of fine imposed for offence . . . Act XXIII of 1850, s. 7.
- For recovery by Government of arrears of land revenue in Ca . . . Act XII of 1851, s. 11.
- in Ma . . . Act III of 1878, s. 20.
- of License Tax . . . (N.) Act VII of 1878, s. 12.
- of 1880, s. 25.
- For summary process for levy of arrears of chankidāri tax . . . f 1850, s. 47.
- of village chankidāri rate . . . 1870, s. 33.
- of municipal taxes, &c., . . . Ben. Act . . . ss. 112, 187.
- of owner's municipal tax from occupier, B . . . of 1876, s. 96.
- Ben. Act IV of 1876, s. 126. | Bom. Act III of 1872, s. 134.
- Mad. Act V of 1878, s. 204. | Bom. Act IV of 1878, s. 38.
- of road-cess . . . Ben. Act X of 1871, ss. 23, 36, 45, 46.
- of salaries of village police by . . . Ben. Act VIII of 1878, s. 20.
- For distraint for rent due to landholder . . . Ben. Act VIII of 1869, s. 69.
- (C., Be.) Act X of 1850, s. 113. | Bom. Act V of 1879, ss. 86, 92.
- (N.) Act XVIII of 1873, s. 58. | Mad. Act VIII of 1865, s. 2.

## LIMITS.

- Of Calcutta, Madras, and Bombay, power to extend . . . 55 Geo. III, c. 84, s. 2.





**LIMITS—*cont.***

- Of jurisdiction of High Courts . . . . . 28 Vic., c. 15, ss. 3, 4.  
 Letters Patent, 18th December 1865, § 11.  
 Of Presidencies and Lieutenant-Governorships . . . . . 28 Vic., c. 17, ss. 4, 5.  
*See* PRESIDENCIES.  
 Of East India Company's Charter defined . . . . . 3 & 4 Vic., c. 56, s. 9.

**LINE OF NAVIGATION.** *See* CANAL; FERRY; NAVIGABLE CHANNEL.

**LIQUIDATION**

Of affairs of companies and appointment of liquidators. *See* COMPANY, 2 (*d*).

**LIQUOR.** *See* AKBARI; EXCISE; SPIRITS.

**LIQUOR SHOPS (Ho.).**

Rules regarding opening, &c., of, to be framed by Magistrate. Bom. Reg. XII of 1827, s. 19.

**LIST.** *See* REVENUE REGISTERS AND LISTS.

**LITERATURE.**

Court may resort to book of reference for proof of matter of . . . . . Act I of 1872, s. 57.  
 Provision for revival and improving of . . . . . 53 Geo. III, c. 155, s. 43.  
*See* EDUCATION; SCIENCE; SOCIETY.

**LITHOGRAPHY.** *See* COPY; PRINTING; WRITING.

**LIVE STOCK.**

Rules for maintenance and custody of, when under attachment . . . . . Act X of 1877, s. 269.

**LIVERY STABLES.**

*See* ANIMALS; CALCUTTA MUNICIPALITY, 3; MADRAS CITY MUNICIPALITY, 3, 4, & 6.

**LOANS.**

- To Native Princes forbidden . . . . . 37 Geo. III, c. 142, s. 28.  
 Members of Board of Revenue prohibited from taking, or from making, to native subordinates or landholders, &c., . . . . . Mad. Reg. I of 1803, s. 40.  
 Prohibition against Covenanted Civil Servants making or taking, to or from subordinates, landholders, ryots and residents within their jurisdiction, Ben. Reg. XXXVIII of 1793, s. 2.  
 . . . . . Ben. Reg. VII of 1823.  
 . . . . . Mad. Reg. XIX of 1802, s. 2.  
 . . . . . Mad. Reg. II of 1803, s. 61.  
 Limitation of time for suit for recovery of . . . . . Act XV of 1877, s. 4, sch. II, Nos. 57-59.  
 . . . . . Act XVII of 1879, s. 72.

*See also* BOND; NEGOTIABLE INSTRUMENT, 1.

Government, tenders for, exempt from stamp duty . . . . . Act I of 1879, ss. 4, 5, sch. II, No. 2 (*d*).

Of goods, *See* BAILOR AND BAILEE.

For public works. *See* LOCAL PUBLIC WORKS LOANS.

To Bombay City Municipal Corporation. *See* BOMBAY CITY MUNICIPALITY, 2 (*c*).

To Municipality. *See* CALCUTTA MUNICIPALITY, 2 (*b*); MADRAS CITY MUNICIPALITY, 2 (*b*).

*See also* FAMINE LOANS; INTEREST; LETTER OF ALLOTMENT; PLEDGE, TITLE DEEDS.

**LOCAL CESS.** *See* LOCAL FUND (Bo.); LOCAL RATES; PUBLIC WORKS CESS; ROAD CESS; SINDH.

**LOCAL COMMITTEE.**

Appointment, constitution and powers of . . . . . (N.) Act III of 1878, s. 15.  
 . . . . . (P.) Act V of 1878, s. 11.  
 . . . . . (O.) Act IV of 1878, s. 14.

Borrowing powers of. *See* LOCAL PUBLIC WORKS LOAN.

*See* LOCAL FUNDS (M.), &c.; ROAD CESS (Bo.).

**LOCAL CUSTOM.**

When to be given effect to by Civil Courts . . . . . (O.) Act XVIII of 1876, ss. 4, 8.  
 . . . . . (P.) Act IV of 1872, s. 7.  
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**LOCAL CUSTOM—cont.**

- To be followed in appointment of patwáris . . . (N.) Act XIX of 1873, ss. 25, 26, 28.  
 How far to be considered in fixing rates of rent . . . (N.) Act XVIII of 1873, s. 20.  
*See CUSTOM.*

**LOCAL ENQUIRY.**

- Power to order, in summary revenue suit . . . Mad. Act VIII of 1865, s. 67.  
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**LOCAL EXTENT.**

- Of LAWS. *See LAWS LOCAL EXTENT ACT.*

**LOCAL FUND (M.).**

- |   |                           |
|---|---------------------------|
| 1. Board.                                   | 4 Rates, Tolls and Taxes. |
| 2. Corporate Property.                      | 5. Supplemental.          |
| 3. Constitution, Application, and Accounts. |                           |

**1. Board.**

- Appointment, resignation and removal of . . . Mad. Act IV of 1871, s. 4.  
 Use of common seal and execution of contracts by . . . Mad. Act IV of 1871, s. 12.  
 Suits by and against . . . Mad. Act IV of 1871, s. 7.  
 Proceedings of, persons pecuniarily interested not to take part in  
     rules for transacting . . . Mad. Act IV of 1871, s. 17.  
     Mad. Act IV of 1871, ss. 18—23.  
 Liability of members for contracts . . . Mad. Act IV of 1871, s. 16.  
 President of, Collector to be *ex-officio* . . . Mad. Act IV of 1871, s. 5.  
     Suits to be brought and property held in name of . . . Mad. Act IV of 1871, s. 7.  
     Executive power of Board vested in . . . Mad. Act IV of 1871, s. 23.  
     Appointment of subordinates by . . . Mad. Act IV of 1871, s. 24.  
     General powers of . . . Mad. Act IV of 1871, ss. 12, 18—20, 35.  
 Vice-Presidents of, appointment, powers and duties of . . . Mad. Act IV of 1871, ss. 6, 12, 18—20.  
 Property of. *See 2 & 3 below.*  
 Power to transfer charge of charitable endowments to . . . Mad. Act IV of 1871, s. 11.

**2. Corporate Property.**

- Public streets, hospitals, dispensaries, schools, choultries, markets, tanks, and wells vested in  
     Mad. Act IV of 1871, ss. 8—10.  
 Power of Board to acquire private streets and to purchase or sell lands  
     Mad. Act IV of 1871, ss. 13, 14.  
 Compulsory acquisition of land for Local Fund purposes . . . Mad. Act IV of 1871, s. 15.

**3 Constitution, Application, and Accounts.**

- Sources of Revenue . . . Mad. Act III of 1871, ss. 30, 31.  
     Mad. Act IV of 1871, ss. 34, 41.  
 Custody of, and mode of drawing money from . . . Mad. Act IV of 1871, s. 35.  
 Application of, to what purposes . . . Mad. Act IV of 1871, ss. 26, 28, 36.  
 Contribution from, to expenses of other circles and municipalities . . . Mad. Act IV of 1871, s. 27.  
 Annual estimates of receipts and expenditure . . . Mad. Act IV of 1871, ss. 29—31.  
 Annual reports of proceedings, and audit of accounts . . . Mad. Act IV of 1871, s. 32.

**4. Rates, Tolls, and Taxes.**

- Power to levy and fix amount of and exempt from . . . Mad. Act IV of 1871, ss. 36, 37.  
     Mad. Act I of 1878, ss. 1, 3.  
 Jurisdiction of Civil Court in regard to amount of, barred . . . Mad. Act IV of 1871, s. 69.  
 Penalty for illegal collection or exaction of . . . Mad. Act IV of 1871, s. 74.  
 Special provisions for levy of, in Malabar District . . . Mad. Act I of 1878.  
*Rates on Land.*  
 Assessment of, rules for . . . Mad. Act IV of 1871, ss. 38, 39.  
     Mad. Act I of 1878, s. 4.  
     powers of Collector as to . . . Mad. Act IV of 1871, ss. 40—44.  
     Mad. Act I of 1878, s. 5.





**LOCAL FUNDS (M.)—cont.****4. Rates, Tolls, and Taxes—cont.***Rates on land—cont.*

- Assessment of, appeal to Board of Revenue relating to . . . Mad. Act IV of 1871, s. 45.  
 Recovery of, from landholders as arrears of land revenue Mad. Act IV of 1871, ss. 46, 47, 49.  
     proportion of, by landholders from tenants as arrears of rent Mad. Act IV of 1871, ss. 47, 50.  
 Partial remission of, in case of landholders other than on raiyatwari tenure Mad. Act IV of 1871, s. 48.

*Tax on Houses.*

- Assessment of, by Collector . . . Mad. Act IV of 1871, ss. 51—54.  
     appeal to Revenue Officers regarding . . . Mad. Act IV of 1871, ss. 55, 56.  
     remissions of, and exemptions from . . . Mad. Act IV of 1871, ss. 57, 58.  
 Recovery of, by distress and sale . . . Mad. Act IV of 1871, ss. 59, 60.  
 Right of tenant to recover payment of, from landlord . . . Mad. Act IV of 1871, s. 61.

*Tolls on carriages, carts, and animals.*

- Rates of, exemption from, collection of, enforcement of payment of Mad. Act IV of 1871, ss. 62—68.

**5. Supplemental.**

- Delegation of powers of Government and Collector . . . Mad. Act IV of 1871, ss. 70, 71.  
 Publication of notifications . . . Mad. Act IV of 1871, s. 72.  
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 Jurisdiction over offences and recovery of fines and penalties, Mad. Act IV of 1871, ss. 75—77.  
 Appointment of officers to superintend and inspect local fund operations. Mad. Act IV of 1871, s. 28.  
 • Circles, declaration of, and application of Act to . . . Mad. Act IV of 1871, s. 3.

**LOCAL FUND (Bo.).**

- Committee, constitution of, appointment of members and president of, and incorporation and general powers of . . . Bom. Act III of 1869, ss. 2—5, 10.  
 Application of, for roads, schools, hospitals, dispensaries, dharmshālas, markets, wells and other works for promotion of public health and convenience, Bom. Act III of 1869, ss. 4, 9.  
 Cess on land, assessment, and levy of, by Collector, and accounts of Bom. Act III of 1869, ss. 6—9.  
     not included in assessment of land revenue . . . Bom. Act V of 1879, s. 105.  
 Accounts of, and general rules for management of . . . Bom. Act III of 1869, ss. 11, 12.  
 Power to authorize collection of tolls on roads maintained by, and application of such tolls Bom. Act III of 1875, ss. 3, 10.  
 Fees for poison sale licenses to be credited to . . . Bom. Act VIII of 1866, s. 10.  
*See HOUSE DUTY (Bo.); SINDH.*

**LOCAL FUND (N., O., P., C.).**

- Ferry proceeds to be credited to . . . Act XVII of 1878, s. 17.  
*See ADDITIONAL RATES; EUNUCHS; LOCAL RATES.*

**LOCAL GOVERNMENT.**

- General definition of . . . Act I of 1868, s. 2 (10).  
*See CHIEF COMMISSIONER; GOVERNOR; GOVERNOR IN COUNCIL; LIEUTENANT-GOVERNOR; SINDH.*

**LOCAL IMPROVEMENTS. *See* LOCAL RATES.****LOCAL INVESTIGATION.**

- For ascertainment of market value, mesne profits, net profits or damages, issue of commission, for . . . Act X of 1877, s. 392.  
*See COMMISSION, 3.*  
 Employment of Civil Court Amins in making . . . (Be., N.) Act XII of 1856, s. 5 (ii).  
*See RENT SUITS.*

**LOCAL LAW AND SPECIAL LAW.**

- Definition of . . . Act XLV of 1860, ss. 11, 12.  
     Act X of 1872, s. 4.



**LOCAL LAW AND SPECIAL LAW—cont.**

- Provisions of, not affected by Penal Code . . . Act XLV of 1860, s. 5.  
     by Presidency Police Magistrates Act . . . Act IV of 1877, s. 3.  
     by Code of Civil Procedure . . . Act X of 1877, s. 4.  
     Act XII of 1879, s. 4.  
     by Limitation Act . . . Act XV of 1877, s. 6.  
 Offence under, general exceptions of Penal Code applied to . . . Act XLV of 1860, s. 40.  
     Act XXVII of 1870, s. 2.  
     provisions of Penal Code as to abetment, applied to . . . Act XLV of 1860, s. 40.  
     Act XXVII of 1870, s. 2.  
     included in offence within the meaning of Penal Code . . . Act XLV of 1860, s. 40.  
     Act XXVII of 1870, s. 2.  
     when constituted Session case . . . Act X of 1872, s. 4, sch. IV.  
     trial of, when no distinct provision is made . . . Act X of 1872, s. 8.  
     Act IV of 1877, s. 14.  
     arrest without warrant for. *See* ARREST, 2.  
     powers of Police to investigate . . . Act X of 1872, s. 111.  
 Fines under, application of ss. 64, 65, Indian Penal Code to . . . Act X of 1872, s. 309.  
     Act X of 1875, s. 107.  
     Act IV of 1877, s. 16.  
     procedure for levy of . . . Act X of 1872, s. 307.  
     Act X of 1875, s. 105.  
     Act IV of 1877, s. 185.

Nuisance under. *See* NUISANCE.

**LOCAL NUISANCES.**

Order prohibiting in ordinary cases :—

- Issue of, by whom and in what cases . . . Act X of 1872, s. 521.  
     Mad. Act III of 1871, s. 132.  
     to be in the alternative . . . Act X of 1872, s. 521.  
     a judicial proceeding . . . Act X of 1872, s. 521.  
 Service of . . . Act X of 1872, s. 522.  
 Appointment of, jury to consider reasonableness of, Act X of 1872, s. 523.  
*See* JURY.

- When becomes absolute . . . Act X of 1872, ss. 523, 525, 526.  
 Proceedings when stayed on . . . Act X of 1872, ss. 523, 527.  
 Disobedience of, penalty for . . . Act X of 1872, ss. 525, 526.  
 Immediate measures to obviate danger from, . . . Act X of 1872, s. 528.  
 Power of Magistrate to carry out, at party's expense . . . Act X of 1872, ss. 525, 526.

in case of emergencies :—

- Power to issue . . . Act X of 1872, s. 518.  
 Issue of *ex-parte* . . . Act X of 1872, s. 518, expl. II.  
     not judicial proceeding . . . Act X of 1872, s. 520.  
 Direction of, to public . . . Act X of 1872, s. 518, expl. III.  
 Power to recall . . . Act X of 1872, s. 518, expl. IV.

- No appeal from order regarding . . . Act X of 1872, s. 286, illus. (e).  
*See* NUISANCE; PUBLIC NUISANCE.

**LOCAL POST.**

- Application of District Cesses to . . . (Bu.) Act II of 1880, s. 9 (b).  
*See* DISTRICT DAK; ZAMINDARI DAK.

**LOCAL PUBLIC WORKS LOANS.**

- Parties authorized to contract, and security for . . . Act XI of 1879, ss. 3, 4.  
 From whom and with what sanction, may be borrowed . . . Act XI of 1879, ss. 4, 7, 8.  
 Recovery of, by attachment of rates, taxes, and property, subject to payment of prior charges  
     legally made. . . Act XI of 1879, ss. 6, 7.  
 Saving of powers conferred by enactment on Municipalities of Presidency Towns, Port Trustees  
     and other local authorities . . . Act XI of 1879, s. 8.





**LOCAL PUBLIC WORKS LOANS—cont.**

- Power of Governor General in Council to make rules for regulating . . . Act XI of 1879, s. 5.  
 Application of remedy to previously contracted . . . Act XI of 1879, s. 9.  
 Act relating to, applied to Bombay City Municipality . . . Bom. Act II of 1872, s. 9.

**LOCAL RATES.**

- Security of, for loans. *See* LOCAL PUBLIC WORKS LOANS.  
*See* LOCAL CESS; LOCAL COMMITTEE; LOCAL FUND.

**LOCAL RATES (N.).**

- At what rate and from whom to be levied . . . Act II of 1878, ss. 4—9.  
 Recoverable, as arrears of revenue . . . Act II of 1878, s. 19.  
     in what proportion from co-sharers, tenants, &c., in Revenue Court.  
     . . . Act II of 1878, ss. 3, 8, 9, 16.  
     . . . Act VIII of 1879, ss. 28, 29.  
 Appeals to Commissioner of Division from orders as to assessment and collection of . . . Act II of 1878, s. 17.  
 Powers of subordinate revenue officers in reference to . . . Act II of 1878, s. 18.  
 Fund formed of proceeds of, expenditure of, for famine relief, canals, railways and local improvements, and accounts of . . . Act II of 1878, ss. 10—15.  
     Ferry receipts to be credited to . . . Act XVII of 1878, s. 17 (a).  
 Power of Local Government to make rules as to instalments, exemption, collection and assessment of . . . Act II of 1878, s. 20.

**LOCAL RATES (P.).**

- At what rate and from whom leviable . . . Act V of 1878, s. 4.  
 Recoverable, as arrears of land revenue . . . Act V of 1878, s. 14.  
     in what proportion from occupancy tenants and co-sharers in rent Courts . . . Act V of 1878, ss. 5, 12.  
 Fund formed of proceeds of, to be expended for famine relief and local improvements and accounts of . . . Act V of 1878, ss. 6—11.  
     Ferry receipts to be credited to . . . Act XVII of 1878, s. 17 (c).  
 Appeal from orders as to assessment or collection of, to whom to lie, and limitation for . . . Act V of 1878, s. 13.  
 Power of Local Government to make rules as to instalments, exemption, collection and assessment of . . . Act V of 1878, s. 15.

**LOCAL RATES (O.).**

- At what rate and from whom leviable . . . Act IV of 1878, s. 4.  
 Recoverable, as arrears of revenue . . . Act IV of 1878, s. 5.  
     in what proportion from co-sharers, tenants &c. in revenue Court . . . Act IV of 1878, ss. 6—8.  
 Appeal to Commissioner of Division from, and revision by Chief Commissioner of, orders as to assessment of . . . Act IV of 1878, s. 9.  
 Fund formed of proceeds of, to be expended for famine relief, canals, railways and local improvements and accounts of, . . . Act IV of 1878, ss. 10—14.  
     Ferry receipts to be credited to . . . Act XVII of 1878, s. 17 (b).  
 Power of Local Government to make rules as to instalments, exemption, collection and assessment of . . . Act IV of 1878, s. 15.

**LOCAL RATES (C.). *See* ADDITIONAL LOCAL RATES.****LOCOMOTIVES.**

- Right to use, on railways . . . Act IV of 1879, s. 4.  
 Power to employ. *See* DARJEELING STEAM TRAMWAY.  
 On railways excepted from Boiler-Inspection Acts . . . Bom. Act V of 1873, s. 2.  
     . . . Ben. Act III of 1879, s. 1.  
 When exempt from law as to consumption of smoke by furnaces . . . Ben. Act II of 1863, s. 1.  
     . . . Bom. Act III of 1872, s. 229.

**LODGING HOUSE-KEEPER.**

- Limitation of time for suit by, for food or drink supplied, or for the price of lodging . . . Act XV of 1877, s. 4, sch. II, Nos. 2, 9.

**LODGING HOUSE-KEEPER—cont.**

Imposition by and detention of effects of seamen . . . . . Act I of 1859, ss. 75—78.

*See* CALCUTTA MUNICIPALITY, 5; CALCUTTA POLICE DISTRICT; CALCUTTA SUBURBAN POLICE DISTRICT; CENSUS; MADRAS CITY MUNICIPALITY, 5; MADRAS TOWN POLICE DISTRICT; MUNICIPALITIES (Bu.), 4; PŪRI.

LOHÁRDÁGA. *See* HAZARIBAGH AND LOHÁRDÁGA RURAL POLICE.

**LONDON.**

Bishop of. *See* BISHOP.

**LONDON GAZETTE.**

Presumption as to genuineness of . . . . . Act I of 1872, s. 81.

Production of, in evidence of proclamations, orders, &c., of Her Majesty or Privy Council  
Act I of 1872, s. 78 (3).  
31 & 32 Vic., c. 37.

*See* RECITAL.

**LORD CHANCELLOR.**

Warrant issuable by, to Governor General and Council, &c. . . . . 13 Geo. III, c. 63, s. 42.

LORDS ACT. *See* INSOLVENT COURT.

**LORDS OF THE ADMIRALTY.**

Defined . . . . . 27 & 28 Vic., c. 25.

*See also* ADMIRALTY.

**LOSS.**

Of bills of exchange . . . . . 9 Wm. III, c. 17, s. 2.

*See* DAMAGES, NEGOTIABLE INSTRUMENT, 3.

LOSS OF CASTE. *See* CASTE.

LOTHIAN AND TWEEDDALE. *See* SYNOD.

**LOTTERY.**

Penalty for keeping office or place for purpose of drawing, or publishing proposal for drawing, unauthorized . . . . . Act XLV of 1860, s. 294A.

Act XXVII of 1870, s. 10.

Sanction to, and institution of prosecutions for offences connected with

Act XXIII of 1870, s. 14. | Act XXVII of 1870, s. 10.

Act X of 1872, s. 405. | Act X of 1875, s. 131.

Act XLV of 1860, s. 294A. | Act IV of 1877, s. 38.

LUCKNOW. *See* LAKHNAU.

**LUNATIC.**

1. Offences by and against.
2. Disabilities and Effect of Lunacy.
3. Inquisition into Lunacy.

4. Pauper and Wandering.
5. Criminal.
6. Military.

**1. Offences by and against.**

Offence committed by, not punishable. . . . . Act XLV of 1860, s. 84.

abettment of . . . . . Act XLV of 1860, s. 108, expl. 3.

Taking or enticing away, from lawful guardian . . . . . Act XLV of 1860, s. 361.

**2. Disabilities and Effect of Lunacy.**

How far, incompetent to contract . . . . . Act IX of 1872, ss. 11, 12.

Act done to, for his benefit with consent of guardian or in certain cases without such consent  
no offence . . . . . Act XLV of 1860, ss. 89, 92.

Committee of, entitled to act in proceedings with reference to the acquisition of land for  
public purposes . . . . . Act X of 1870, s. 3.

Legacy payable to, may be paid to Official Trustee . . . . . Act XVII of 1864, s. 32.

Vacation of Directorship of Presidency Banks on becoming . . . . . Act XI of 1876, s. 27 (2).





**LUNATIC—cont.****2. Disabilities and Effect of Lunacy—cont.**

- Voting by, proprietor or shareholder of Presidency Banks . . . Act XI of 1876, s. 58.  
 Lunacy of partner, dissolution of partnership, how effected on . . . Act IX of 1872, s. 254(1).  
     of principal or agent terminates agency . . . Act IX of 1872, ss. 201, 202.  
 Agent, appointment of, binding as between principal and third parties . . . Act IX of 1872, s. 184.  
 Suit in matrimonial court on behalf of, husband or wife . . . Act IV of 1869, s. 48.  
 Consent to marriage of Christian minor in case of guardian being . . . Act XV of 1872, s. 45.  
 Conveyance by, limitation of time for suit to set aside . . . Act XV of 1877, s. 4, sch. II, No. 94.  
*See* COURT OF WARDS; DISABILITY; DISQUALIFIED PROPRIETORS; DOMICIL;  
 GOVERNMENT SAVINGS BANK; HIGH COURT, 2 (c), 3 (b), (i); HUSBAND AND  
 WIFE; INFIRMITY; INSOLVENT DEBTORS, 1 (b); MAINTENANCE; MORTGAGOR AND  
 MORTGAGEE; NECESSARIES; PERSONAL REPRESENTATIVE, 3; PROBATE AND  
 ADMINISTRATION, 2; TRUSTEE, 2, WILL, 2, WITNESSES, 5.

**3 Inquisition into Lunacy***(a). Subject to jurisdiction of High Court.*

- Supreme Court, Fort William, may appoint guardians of . . . Charter, 26th March 1774, s. 25.  
 Enquiry into lunacy, regulations of procedure for . . . Act XXXIV of 1858, ss. 1-11, 29.  
 Appointment of committee of person and estate of, and powers of committee and court respect-  
     ing person and estate of . . . Act XXXIV of 1858, ss. 12-26.  
 Power to apply property for maintenance of, without appointment of committee . . . Act XXXIV of 1858, ss. 27, 28.  
 May be removed from India by order of High Court . . . 14 & 15 Vic., c. 81, s. 5.  
 Transcript of inquisitions and orders to be transmitted, recorded and acted upon in United  
     Kingdom . . . 14 & 15 Vic., c. 81, s. 6.  
*See also* ADVOCATE GENERAL; COURT OF WARDS, PARTNERSHIP.

*(b). Not subject to jurisdiction of High Court.*

- Enquiry by District Court into lunacy of, possessed of property . . . Act XXXV of 1858, ss. 2-8, 21.  
     Ben. Act IX of 1879, s. 31.  
 Appointment of manager of property of, and powers of manager and court in respect of  
     property of . . . Act XXXV of 1858, ss. 9-19.  
     Ben. Act IX of 1879, ss. 2, 10.  
 Appointment of guardian of person of, and powers of such guardian . . . Act XXXV of 1858, ss. 10-13.  
     Act XXXVI of 1858, s. 8 (2).  
 Suit by, and against, when so adjudged under Act XXXV of 1858 . . . Act X of 1877, s. 103.  
 Legal heir of, must not be appointed guardian of person . . . Act XXXV of 1858, s. 10.  
 Power to apply property for maintenance of, without appointing manager . . . Act XXXV of 1858, s. 20.  
*See also* COLLECTOR OF DISTRICT; COURT OF WARDS; GOVERNMENT PLEADER; PUBLIC  
 CURATOR.

**4. Pauper and Wandering.**

- Wandering and dangerous, how to be dealt with . . . Act XXXVI of 1858, ss. 4, 6.  
 Proceedings in case of neglect or ill-treatment of . . . Act XXXVI of 1858, ss. 5, 6.  
 Order for support of, on relative bound to maintain . . . Act XXXVI of 1858, ss. 5, 7, 8, 15.

**5. Criminal.**

- Stay of proceedings against and detention in custody of accused being, at time of enquiry or trial  
     Act X of 1872, ss. 423-426. | Act X of 1875, ss. 120, 121.  
     Act XI of 1874, s. 39. | Act IV of 1877, ss. 194, 196.  
 Accused, sane at time of enquiry, but appearing to have been, at the time of offence, to be  
     committed . . . Act X of 1872, s. 424.  
     Act IV of 1877, s. 195.  
 Accused acquitted only on ground of being, detention in custody of, Act X of 1872, ss. 423-426.  
     Act X of 1875, ss. 120, 121.  
     Act IV of 1877, s. 194, 196.



**LUNATIC—concl.****5. Criminal—cont.**

- Accused acquitted only on ground of being, release of, on certificate of sanity  
 Act X of 1872, ss. 433, 434.  
 Act X of 1875, ss. 128, 129.  
 Act IV of 1877, ss. 203, 204.
- Release of, on bail pending enquiry or trial or after acquittal on ground of being  
 Act X of 1872, ss. 426, 434.  
 Act X of 1875, s. 121.  
 Act IV of 1877, ss. 196, 204.
- Inspection of, whether released on bail, or in custody in prison or asylum  
 Act X of 1872, ss. 427—431, 434.  
 Act X of 1875, ss. 122, 126, 129.  
 Act IV of 1877, ss. 196, 201, 204.
- Resumption of enquiry or trial of, on certificate of inspecting officer as to sanity  
 Act X of 1872, ss. 427, 428, 432.  
 Act X of 1875, ss. 122, 123, 127.  
 Act IV of 1877, ss. 197, 198, 202.
- Commission to enquire into sanity of . . . . . Act X of 1872, s. 433.  
 Act X of 1875, s. 128.  
 Act IV of 1877, s. 203.
- Power to remove, from India to United Kingdom . . . . . 14 & 15 Vic., c. 81, s. 1.
- Order of Government to be sufficient warrant for purpose of removal, 14 & 15 Vic., c. 81, s. 2.
- Expenses of removal, custody and maintenance  
 to be charges on revenues of India . . . . . 14 & 15 Vic., c. 81, s. 3.  
 to be a debt due from lunatic, and secured by judgment or decree of registration  
 14 & 15 Vic., c. 81, s. 4.
- Prisoners, removal of, to asylum, and remand or discharge of, to jail on recovery  
 Act V of 1871, s. 31.  
 Act XIV of 1878, s. 6.
- confinement of, in asylum after expiration of sentence . . . Act V of 1871, s. 31.  
*See PRISONERS.*  
*See also 6 below.*

**6. Military.**

- European in what lunatic asylum and by what authority to be detained. Act XI of 1877, s. 3.
- Native, procedure for ascertaining lunacy of . . . . . Act XI of 1877, ss. 4, 6.
- Legalization of previous reception of, in asylums . . . . . Act XI of 1877, s. 9.
- Application of effects of, to payment of debts, expenses of removal, &c.  
 Act XIV of 1873, ss. 1—8.
- Procedure in case of military offender appearing to be . . . . . 42 & 43 Vic., c. 33, s. 126.
- acquittal of military offender on ground of being 42 & 43 Vic., c. 33, s. 126.
- military prisoner becoming . . . . . 42 & 43 Vic., c. 33, s. 126.

**LUNATIC ASYLUMS.**

1. Establishment and Maintenance.      | 2. Reception and detention of Lunatics in.

**1. Establishment and Maintenance.**

- Establishment of public and licensing of private . . . . . Act XXXVI of 1858, s. 1.
- Local fund chargeable with expenses of . . . . . Mad. Act IV of 1871, s. 26.  
 (O.) Act IV of 1878, s. 11 (e) (3).  
 (N.) Act III of 1878, s. 11 (e) (4).  
 (P.) Act V of 1878, s. 7 (3).  
 Mad. Act III of 1871, s. 29.  
 Bom. Act VI of 1873, s. 24.
- Application of municipal funds to maintenance of . . . . . Act XXXVI of 1858, s. 2.
- Management of, and committee of visitors for . . . . . Act XXXVI of 1858, ss. 3, 9, 10, 12.
- Duties and powers of visitors for . . . . .
- Superintendent of. *See CENSUS.*





**LUNATIC ASYLUMS—cont.****2. Reception and detention of Lunatics in.**

Order and certificate for reception of private patients in Presidency towns

in Mufassal Act XXXVI of 1858, s. 7.  
 of wandering, dangerous and ill-treated lunatics Act XXXVI of 1858, s. 8.

Transfer of lunatic prisoners to . . . . . Act XXXVI of 1858, ss. 4—6.

Reception, discharge, and expenses of military lunatics detained in . . . . . Act V of 1871, s. 31.

European military lunatics to be detained in, at Bhowanipur, Madras and Bombay . . . . . Act XI of 1877, ss. 3—9.

Detention of criminal lunatics in . . . . . Act XI of 1877, s. 3.  
 . . . . . Act X of 1872, s. 430.

Inspection of and certificate as to criminal lunatics in, by visitors of Asylums . . . . . Act X of 1875, s. 125.  
 . . . . . Act IV of 1877, s. 200.

Maintenance of pauper lunatics in . . . . . Act X of 1872, ss. 431—433.  
 Discharge of persons detained in, on recovery . . . . . Act X of 1875, ss. 126—128.

on undertaking by relative for due treatment . . . . . Act IV of 1877, ss. 201—204.  
 Detention and transfer of persons detained in . . . . . Act XXXVI of 1858, s. 14.

Discharge of persons detained in, on recovery . . . . . Act XXXVI of 1858, s. 9.  
 . . . . . Act V of 1871, s. 31.

on undertaking by relative for due treatment . . . . . Act XXXVI of 1858, s. 10.  
 Detention and transfer of persons detained in . . . . . Act XXXVI of 1858, ss. 11, 13.

**LUNATIC SOLDIERS' PROPERTY ACT** . . . . . Act XIV of 1873.

**LURKING HOUSE-TRESPASS.** *See* **HOUSE-BREAKING.****M.****MACHINERY.**

Exempted from municipal property taxes . . . . . Mad. Act III of 1871, s. 42.  
 . . . . . Mad. Act V of 1878, s. 123.  
 Negligent or rash act, or omission to take proper order with . . . . . Bom. Act III of 1872, s. 70.  
 . . . . . Act XLV of 1860, s. 287.

**MADADMASH.** *See* **REVENUE-FREE LANDS (Be.), 3 (a).****MADRAS.**Government of. *See* **GOVERNOR IN COUNCIL.**Town of. *See* **MADRAS CITY MUNICIPALITY; MADRAS TOWN POLICE DISTRICT; PRESIDENCY TOWN.**

Shipping Office established at . . . . . Act I of 1859, s. 2.

Office for registration of companies at . . . . . Act X of 1866, s. 190 (3).

Port of registry for ships . . . . . Act X of 1841, s. 2.

*See* **BISHOP OF MADRAS, &c.; COMMANDER-IN-CHIEF; ELECTRIC TELEGRAPH; FORT ST. GEORGE; IMMUNITIES; INDICTMENTS; JURIES; JUSTICES OF THE PEACE; LUNATIC ASYLUM, 2; MATRIMONIAL COURT, 4; MAYOR'S COURT.**

**MADRAS ACTS.**

Repealed Act not revived by repeal of repealing Act . . . . . Mad. Act I of 1867, s. 3.

Matters prior to repeal, unaffected by repealing Act . . . . . Mad. Act I of 1867, s. 4.

Commencement of operation, in default of special provision . . . . . Mad. Act I of 1867, s. 5.

General interpretation of terms used in . . . . . Mad. Act I of 1867.

**MADRAS ARTILLERY.** *See* **ROYAL ORDNANCE CORPS.**

## MADRAS CITY MUNICIPALITY.

1. Constitution and Government.
2. Municipal Property, Fund, Contracts, and Accounts.
3. Taxes, Tolls, and Payments for Occupation of Lands

4. General Conservancy and Sanitation.
5. Registration of Births and Deaths and Taking of Census.
6. Supplemental.

## 1. Constitution and Government.

(a) *Municipal Commissioners.*

- Number, incorporation, nomination, election, qualification and disqualification of  
Mad. Act V of 1878, ss. 6—30.
- General duties and powers  
Mad. Act V of 1878, ss. 61—63.
- Powers to make bye-laws  
Mad. Act V of 1878, s. 61 (4).
- General powers of, as to entry on lands and buildings, and summoning and examination of witnesses  
Mad. Act V of 1878, ss. 248, 269, 313, 331, 336, 405, 406, 427—429.
- Suit to compel performance of duties by  
Mad. Act V of 1878, s. 433.
- Powers of, as regards municipal works beyond limits of city  
Mad. Act V of 1878, ss. 217, 369.
- See also* 2, 3, 4, 5, below.
- Powers of Government to compel performance of duties or carrying out of necessary work  
Mad. Act V of 1878, ss. 64—66.
- Meetings, nature, and calling of, conduct of business at, and minutes of proceedings of  
Mad. Act V of 1878, ss. 68—76, 389 (a).
- Committees, appointment and powers of  
Mad. Act V of 1878, s. 77.
- Standing Committee, appointment of  
Mad. Act V of 1878, s. 67.
- general powers and duties of  
Mad. Act V of 1878, ss. 78—80.
- delegation of powers of, to sub-committee  
Mad. Act V of 1878, s. 81.
- meetings of, and conduct of business there  
Mad. Act V of 1878, ss. 81—84.

(b) *Executive Officers.*

- President. Appointment, removal, and salary of, executive powers vested in, and prohibition against holding other office by  
Mad. Act V of 1878, ss. 34—36, 40.
- Powers of, in relation to contracts  
Mad. Act V of 1878, ss. 49—54.
- See CATTLE DISEASE.*
- Vice-Presidents. Number, appointment, salaries and removal of, and prohibition against holding other office by  
Mad. Act V of 1878, ss. 37, 38.
- General duties and powers of  
Mad. Act V of 1878, ss. 34, 39, 40.
- Special Sanitary officer, appointment, salary, term of office and powers of  
Mad. Act V of 1878, ss. 41—43.
- Subordinate officers and servants, appointment, salaries and removal of  
Mad. Act V of 1878, s. 44.
- Leave of absence and pensions of  
Mad. Act V of 1878, ss. 45—48.
- Penalty on, for being interested in contracts otherwise than as shareholder of a joint stock company  
Mad. Act V of 1878, s. 55.
- Status of, as public servants within meaning of Indian Penal Code  
Mad. Act V of 1878, s. 56.
- Penalty for obstruction of  
Mad. Act V of 1878, s. 407.

## 2. Municipal Property, Fund, Contracts, and Accounts.

(a) *Property.*

- Power to hold, vested in Commissioners  
Mad. Act V of 1878, ss. 6, 58.
- Public tanks, waterworks, streets, sewers and drains, &c., vested in Commissioners  
Mad. Act V of 1878, ss. 214, 226, 246, 306.
- Common seal, form, custody and use of  
Mad. Act V of 1878, ss. 6, 50, 52.
- Sale, lease and acquisition as for public purpose of land or building  
Mad. Act V of 1878, ss. 228, 229, 231, 341, 344, 419, 420.

(b) *Fund.*

- Revenue of  
Mad. Act V of 1878, ss. 59, 173, 177, 426.
- Custody of, and method of drawing against  
Mad. Act V of 1878, s. 60.
- Application of, for purposes of public health, safety and convenience, and for elementary education  
Mad. Act V of 1878, s. 33.
- payment of expenses of elections  
Mad. Act V of 1878, s. 12.





## 2. Municipal Property, Fund, Contracts, and Accounts—cont.

**Application of, for payment of officers' and servants' salaries and pensions**

Application of, for payment of sums and services under persons	Mad. Act V of 1878, ss. 36, 37, 44, 46, 48, 98.
of compensation	Mad. Act V of 1878, s. 412.
Power to borrow money for works of permanent nature on security of, and issue and transfer of debenture bonds	Mad. Act V of 1878, ss. 208—210.

Power of President to make, mode of executing, and affixure of common seal to

Power of President to make, mode of exercising, and limits of	Mad. Act V of 1878, ss. 49, 50, 52.
Consent of Standing Committee when required to	Mad. Act V of 1878, s. 51.
Tenders for, when to be called for	Mad. Act V of 1878, s. 54.
Disqualification of, and penalty on Commissioners or officers interested in	Mad. Act V of 1878, ss. 27 - 29, 55.

Budgets, preparation, revision, and confirmation of	Mad. Act V of 1878, ss. 85—90, 389 (b).
Accounts, monthly abstract of	Mad. Act V of 1878, ss. 79, 389 (c).
half-yearly audit of, and powers and salaries of auditors	

Annual administration report, preparation and submission of	Mad. Act V of 1878, ss. 94—98.
Statistics, power of Government to call for	Mad. Act V of 1878, s. 91.
	Mad. Act V of 1878, s. 99.

(u) *Times*.

**Power to levy, and exempt from** . . . . . Mad. Act V of 1878, ss. 100—102.

Rate, assessment, and enforcement of payment of; and exemptions from  
 Mud. Act V of 1878, ss. 100, 103—113.

Not affected by license tax . . . . .	Mad. Act III of 1878, s. 2.
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Mad. Act V of 1878, ss. 114—118.  
Mad. Act VI of 1870, s. 2.

Mad. Act V of 1878, ss. 119—135, 204.

**Water Tax—**  
For what purposes leviable, assessment of, and exemptions from  
Mad. Act V of 1878, ss. 139, 140, 150.

Person paying, entitled to water for domestic use	Mad. Act V of 1878, s. 139, 140, 139
Power to cut off water on non-payment of	Mad. Act V of 1878, s. 141-143.
	Mad. Act V of 1878, s. 143.

**Lighting Tax—**  
Rate, assessment, payment, separate account of, and exemptions from  
Mad. Act V of 1878, ss. 151—154.

Carriage and Animal Tax—	
Rate, assessment and enforcement of payment of, exemptions from, and power to com-	
pound for . . . . .	Mad. Act V of 1878, ss. 155–167.

Cart tax—	
Rate, method and enforcement of payment of	Mad. Act V of 1878, <small>nn.</small> 168—173.

**Tax on places used for sale of spirituous and intoxicating liquors—**  
Rate, assessment and enforcement of payment of. Mad. Act V of 1878, ss. 183—187.

Collector of Madras to furnish information required for assessment of Mad. Act V of 1878, s. 188.

Summary levy of, by distress and sale, and power to sue for Mad. Act V of 1878, ss. 196—205.

Mad. Act V of 1878, ss. 92, 93.

Disposal of, by President and limitation of time for	Mad. Act V of 1878, ss. 189, 190.
Appeals to Presidency Magistrates regarding	Mad. Act V of 1878, ss. 191—194.

Assessment, demand, &c., when final . . . . .	Mad. Act V of 1878, ss. 104, 105
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**MADRAS CITY MUNICIPALITY—cont.****3. Taxes, Tolls, and Payments for Occupation of Lands—cont.****(b) Tolls on Vehicles and Animals entering Municipal limits.**

- Power to levy and rate of . . . . . Mad. Act V of 1878, ss. 100, 174, 176.  
 Appointment of officers and toll bars . . . . . Mad. Act V of 1878, ss. 174, 175.  
 Composition for, and enforcement of payment of . . . . . Mad. Act V of 1878, ss. 177, 179, 180.  
 Publication of table of . . . . . Mad. Act V of 1878, s. 182.  
 Exemption of troops, Government stores, and military and police officers from . . . . . Mad. Act V of 1878, s. 178.  
 Illegal or excessive collection of . . . . . Mad. Act V of 1878, s. 181.

**(c) Payment for occupation of lands.**

- When occupation unauthorized, rate, collection and recovery of . . . . . Mad. Act V of 1878, s. 137.  
 Power to settle, by contract . . . . . Mad. Act V of 1878, ss. 138, 397.

**4. General Conservancy and Sanitation.****Buildings, huts and sheds :—**

- Regulations regarding construction, and to prevent overcrowding of . . . . . Mad. Act V of 1878, ss. 253—265, 271, 282, 283, 314, 389 (f).  
 Power to prevent overcrowding in . . . . . Mad. Act V of 1878, s. 315.  
 Removal and repair of ruinous, deserted or filthy . . . . . Mad. Act V of 1878, ss. 33 (a), 290—294, 312, 313.

**Burial- and burning-grounds :—**

- Registration, licensing and control of . . . . . Mad. Act V of 1878, ss. 356—367, 389 (j).  
 Provision of, by commissioners within or without city . . . . . Mad. Act V of 1878, ss. 368, 369.

**Drains (public) and Sewers :—**

- Providing, regulation of, and disposal of sewage . . . . . Mad. Act V of 1878, ss. 246—253, 309.

**Drains (private), Latrines, and Privies :—**

- Construction, maintenance, control and inspection of . . . . . Mad. Act V of 1878, ss. 264—274.

**Fishing. Power to prohibit**

. . . . . Mad. Act V of 1878, s. 321.

**Gas. Rules regarding laying of pipes for**

. . . . . Mad. Act V of 1878, ss. 240—245.

**Markets, public. Provision and regulation of**

. . . . . Mad. Act V of 1878, ss. 338—346.

**private. Licensing, regulation and inspection of**

. . . . . Mad. Act V of 1878, ss. 347—354, 389 (i).

**Provision of necessaries in**

. . . . . Mad. Act V of 1878, s. 274.

**Nuisances. Procedure for removal of, by Magistrates**

. . . . . Mad. Act V of 1878, s. 355.

**at common law saved**

. . . . . Mad. Act V of 1878, s. 430.

**Offensive and dangerous trades, regulation of**

. . . . . Mad. Act V of 1878, ss. 33 (a), 322—324, 389 (g).

**Public necessities. Provision of**

. . . . . Mad. Act V of 1878, ss. 310, 311.

**Public works. Provisions regarding execution of**

. . . . . Mad. Act V of 1878, ss. 245, 284, 295.

**Rubbish and nightsoil. Collection and removal of**

. . . . . Mad. Act V of 1878, ss. 296—309.

**Stables, cartstands, timber depôts and slaughter-houses :—**

Licensing and regulation of . . . . . Mad. Act V of 1878, ss. 325, 328—337, 389 (g), (h).

**Streets, vesting, construction, paving and repairing of**

. . . . . Mad. Act V of 1878, ss. 33 (d), 226—233.

**private, construction and regulation of, and declaration of, as public**

. . . . . Mad. Act V of 1878, ss. 234—239.

**Rules regarding breaking up, for necessary works**

. . . . . Mad. Act V of 1878, ss. 244, 245, 284, 285.

**Regulation and removal of projections and obstructions in**

. . . . . Mad. Act V of 1878, ss. 33 (a), 245, 254, 255, 275—287.

**Naming of, and numbering of houses in**

. . . . . Mad. Act V of 1878, ss. 288, 289.

**Watering of**

. . . . . Mad. Act V of 1878, s. 319.

**Fences and hedges near, regulation of**

. . . . . Mad. Act V of 1878, s. 320.

**Swine. Special rules regarding keeping of**

. . . . . Mad. Act V of 1878, ss. 326, 327.

**Unwholesome food or drink. Inspection and seizure of, kept for sale, and penalty**

. . . . . Mad. Act V of 1878, s. 354.

**Water. Powers for supply of, and vesting of public tanks, &c., in commissioners**

. . . . . Mad. Act V of 1878, ss. 211—222, 389 (e).

**Rules for supply of, to private houses and buildings**

. . . . . Mad. Act V of 1878, ss. 141—149.

**Bathing places, power to set apart**

. . . . . Mad. Act V of 1878, ss. 221, 225.

**Pollution or fouling of stream, well, &c.**

. . . . . Mad. Act V of 1878, ss. 223—225.





**MADRAS CITY MUNICIPALITY—cont.****4. General Conservancy and Sanitation—cont.**

- Water. Rules regarding laying of pipes for . . . Mad. Act V of 1878, ss. 240—245.  
 Stagnant, enforcement of cleansing or filling up of places containing  
 Mad. Act V of 1878, ss. 316—318.

**5. Registration of Births and Deaths, and Taking of Census.**

- Registrar. Appointment, residence and duties of Mad. Act V of 1878, ss. 370—373, 389 (*k*).  
 Registers of births and deaths:—  
 Keeping and preparation of . . . Mad. Act V of 1878, ss. 370, 372.  
 To be signed by person giving information . . . Mad. Act V of 1878, s. 379.  
 Persons bound to give information of births and deaths, and power to remunerate such persons  
 Mad. Act V of 1878, ss. 374—378, 380.  
 Census, power to take . . . Mad. Act V of 1878, ss. 381, 389 (*k*).  
 enumerators for purposes of, appointment, duties and powers of  
 Mad. Act V of 1878, ss. 382—387.  
 Military and Naval officers, Masters of merchant vessels,  
 persons in charge of Lunatic asylums, Hospitals and  
 Prisons, Charitable Institutions and Schools, and Hotel  
 and Lodging house-keepers bound to act as  
 Mad. Act V of 1878, s. 386.  
 Houseless persons to be included in . . . Mad. Act V of 1878, s. 388.

**6. Supplemental.**

- Bye-laws. Making, confirmation and publication of . . . Mad. Act V of 1878, ss. 341, 389, 394.  
 Publication of penalties . . . Mad. Act V of 1878, s. 395.  
 Power to take fees for licenses . . . Mad. Act V of 1878, s. 396.  
 Notices. Service of, and penalty for, removing, when put up, Mad. Act V of 1878, ss. 398, 408.  
 Owners and occupiers. Respective liabilities of, in respect of execution of works and payment of  
 taxes . . . Mad. Act V of 1878, ss. 399—404.  
 Limitation of time, notice and tender of amends, in suits against municipality  
 Mad. Act V of 1878, ss. 409—411.  
 Compensation, costs, &c., determination and recovery of  
 Mad. Act V of 1878, ss. 412—416, 418.  
 Distress not unlawful for want of form . . . Mad. Act V of 1878, s. 417.  
 Prosecutions. Institution of and limitation of time for . . . Mad. Act V of 1878, ss. 421, 422.  
 Jurisdiction over a levy of fines, &c., on . . . Mad. Act V of 1878, ss. 424—426.  
 Award of damage in addition to penalty on . . . Mad. Act V of 1878, s. 423.  
 Power to declare limits of municipality . . . Mad. Act V of 1878, s. 4.  
 Vehicles for hire, licensing and regulation of . . . Mad. Act V of 1878, ss. 158, 159.  
 Powers of police as to giving information and arresting for municipal offences  
 Mad. Act V of 1878, ss. 431, 432.  
 Local Funds Act not capable of application to . . . Mad. Act IV of 1871, s. 3.  
*See HACKNEY CARRIAGES (M.); PRESIDENCY MUNICIPALITIES.*

**MADRAS CIVIL COURTS ACT** . . . . . Act III of 1873.

**MADRAS COFFEE-STEALING PROSECUTION ACT** . . . . . Mad. Act VIII of 1878.

**MADRAS EDUCATION ACT.** . . . . . Mad. Act VI of 1863.

**MADRAS ENGINEERS.** *See* ROYAL ORDNANCE CORPS.

**MADRAS EQUITABLE ASSURANCE SOCIETY.**

Regulations, general and special meetings, directors and officers of, and suits by and against  
 Mad. Act VI of 1869.

**MADRAS GENERAL CLAUSES ACT** . . . . . Mad. Act I of 1867.

**MADRAS HACKNEY CARRIAGE ACT** . . . . . Mad. Act III of 1879.

**MADRAS IRRIGATION AND CANAL COMPANY.**

Maximum charge for water supplied by, for purposes other than irrigation, Act XXX of 1865.

- MADRAS JAILS ACT** . . . . . Mad. Act V of 1869.
- MADRAS LICENSE ACT** . . . . . Mad. Act III of 1878.
- MADRAS LOCAL FUNDS ACT** . . . . . Mad. Act IV of 1871.
- MADRAS PIER.**  
Tolls for use of, rates, notification, collection, and penalty for evasion of . . . . . Mad. Act V of 1863, ss. 1—5, 8.
- Penalty for, and procedure on, damage caused to :—  
    wilfully . . . . . Mad. Act V of 1863, s. 6.  
    by vessels fouling . . . . . Mad. Act V of 1863, ss. 9, 10.  
    by boats, timber or other floating matter fouling . . . . . Mad. Act VII of 1871.
- Bye-laws relating to, making and publication of, and penalty for breach of . . . . . Mad. Act V of 1863, s. 14.
- Power to lay and fence tramway from custom house to . . . . . Mad. Act V of 1863, ss. 11, 12.
- Power of police to remove obstructions in approaches to . . . . . Mad. Act V of 1863, s. 13.
- Offences relating to, cognizable by Presidency Magistrate . . . . . Mad. Act V of 1863, s. 15.
- Power to extend provisions for protection, &c., of, to other piers . . . . . Mad. Act VII of 1871, s. 7.
- Penalty for cutting adrift boat, &c., made fast to . . . . . Mad. Act V of 1863, s. 7.
- MADRAS RAILWAY.**  
Act for incorporating . . . . . 16 & 17 Vic., c. XLVI (local and personal).  
    amended . . . . . 17 & 18 Vic., c. XXIX (local and personal).  
    *See GUARANTEED RAILWAYS.*
- MADRAS ROADS.**  
    1. Boats or Catamarans plying in.   |   2. Miscellaneous.
- 1. Boats or Catamarans plying in.**  
Licensing and registration of, by Master Attendant . . . . . Act IV of 1842, ss. 1—5.  
Manning of, number of passengers, and quantity of goods to be conveyed on . . . . . Act IV of 1842, ss. 6, 7.  
    . . . . . Mad. Act II of 1873.  
Limit as to time of plying of . . . . . Act IV of 1842, s. 8.  
Inspection of, and suspension or withdrawal of license for, by Master Attendant . . . . . Act IV of 1842, s. 9.  
Prohibited from communicating with in-coming ship except according to rule . . . . . Act IV of 1842, ss. 11, 18.  
Power to board and search boats, &c., and cargo and persons thereon, on suspicion of smuggling . . . . . Act IV of 1842, s. 19.  
To convey cargo only when accompanied by police officer . . . . . Act XXVIII of 1858, ss. 2, 3.  
Police charge in addition to hire to be levied on . . . . . Act XXVIII of 1858, s. 1, 4—7.  
Offences relating to, how and by whom triable . . . . . Act IV of 1842, ss. 21—24.  
    . . . . . Act XXVIII of 1858, ss. 3, 5, 8.
- For hire. Duty of owners to attend boat office daily and to provide boats, &c., for night service in rotation . . . . . Act IV of 1842, ss. 12, 16.  
    keep boats dunnaged and seaworthy . . . . . Act IV of 1842, s. 17.  
Power to regulate rates of hire for . . . . . Mad. Act IV of 1869.  
Penalties for demanding excess, or refusing hire . . . . . Act IV of 1842, ss. 13, 14.  
Penalty on boatmen employed in, for neglect of duty . . . . . Act IV of 1842, s. 15.  
Power to extend to other ports regulations as to . . . . . Act IX of 1846, s. 1.
- 2. Miscellaneous.**  
Piers, wharfs and jetties in, exempt from municipal taxation . . . . . Mad. Act V of 1878, ss. 119, 139.  
Places for landing goods in . . . . . Mad. Act I of 1877.  
    . . . . . Act IV of 1842, s. 10.  
    anchoring in . . . . . Act IV of 1842, s. 11.
- MADRAS SALT EXCISE ACT** . . . . . Mad. Act VI of 1871.





**MADRAS TOWN POLICE DISTRICT.****1. Town Police Force.****2. Nuisances and Miscellaneous Offences.****1. Town Police Force.***(a) Constitution and General Powers.*

- Incorporation of, with general police force . . . . . Mad. Act VIII of 1867, s. 2.  
 Port Police, employment and duties of, and recovery of charges for . . . Act XXVIII of 1858.  
 Jurisdiction of, within limits of port of Madras . . . . . Act XXVIII of 1858, s. 10.  
 Application to, of certain provisions of Code of Criminal Procedure . . . . .  
     . . . . . Mad. Act VIII of 1867, s. 9.  
 Certain vehicles and animals belonging to, exempt from municipal taxation . . . . .  
     . . . . . Mad. Act V of 1878, s. 156 (e).  
 Powers of, as to search and arrest . . . . . Mad. Act VIII of 1867, ss. 56-59.  
     to impound stray animals and kill stray dogs . . . . . Mad. Act VIII of 1867, ss. 78, 79.  
     as to seizure of hackney carriages and arrest of drivers . . . . .  
     . . . . . Mad. Act III of 1879, ss. 15, 25.  
     in reference to municipal nuisances . . . . . Mad. Act V of 1878, ss. 431, 432.  
 To assist in seizure and detention of unregistered cart liable to municipal tax . . . . .  
     . . . . . Mad. Act V of 1878, s. 172.  
     toll collectors . . . . . Mad. Act V of 1878, s. 180.  
 To execute process, &c., of Presidency Magistrates . . . . . Mad. Act VIII of 1867, s. 11.  
 Police Superannuation Fund amalgamated with general Police Superannuation Fund . . . . .  
     . . . . . Mad. Act VIII of 1867, s. 3.

*(b) Commissioner of Police.*

- Appointment, removal and general powers of . . . . . Mad. Act VIII of 1867, s. 4.  
 Power to appoint, as Presidency Magistrate . . . . . Mad. Act VIII of 1867, s. 6.  
 Preventive powers of, as Justice of Peace . . . . . Mad. Act VIII of 1867, s. 7.  
 Deputy and Assistants to, appointment, removal and powers of . . . . .  
     . . . . . Mad. Act VIII of 1867, ss. 5, 7.  
 Power of, to issue search warrants . . . . . Mad. Act VIII of 1867, ss. 33, 48, 58.  
     to license sale, possession and conveyance of gunpowder . . . . .  
     . . . . . Mad. Act VIII of 1867, ss. 46, 47.  
     to take charge of, and deliver moveable property of intestate under Rs. 200 to claimant  
     and take security for due administration thereof . . . . . Mad. Act VIII of 1867, ss. 76, 77.  
     to appoint pounds and pound-keepers . . . . . Mad. Act VIII of 1867, s. 78.  
     for registration and licensing of hackney carriages and their drivers . . . . .  
     . . . . . Mad. Act III of 1879.  
     in reference to property left in hackney carriages . . . . . Mad. Act III of 1879, s. 47.  
     in reference to supply of and levy of charges for Port Police . . . . .  
     . . . . . Act XXVIII of 1858.  
 Empowered to make bye-laws for carrying out objects of Police Act . . . . . Mad. Act III of 1862.  
 Concurrence of, required to municipal permission for temporary erections for festivities, &c. . . . .  
     . . . . . Mad. Act V of 1878, s. 281.

**2. Nuisances and Miscellaneous Offences.**

- Bye-laws, making confirmation, publication and penalty for breach of . . . . . Mad. Act III of 1862.  
 Various offences and powers of police in respect of:—

- Stolen property . . . . . Mad. Act VIII of 1867, ss. 17, 18.  
 Wilful trespass . . . . . Mad. Act VIII of 1867, s. 20.  
 Reputed thieves . . . . . Mad. Act VIII of 1867, s. 23.  
 Carrying arms . . . . . Mad. Act VIII of 1867, s. 24.  
 Taking spirits or drugs into barracks or hospitals or on board vessels of  
 war . . . . . Mad. Act VIII of 1867, ss. 25, 26.  
 Taverns, boarding and lodging houses and refreshment rooms . . . . .  
     . . . . . Mad. Act VIII of 1867, ss. 27-29.  
 Disorderly houses . . . . . Mad. Act VIII of 1867, s. 30.  
 Gaming houses, cheating at games and gaming, and cock-fighting in  
 streets . . . . . Mad. Act VIII of 1867, ss. 31-41.  
 Weights and measures . . . . . Mad. Act VIII of 1867, s. 44.  
 Pawnbrokers and money-changers . . . . . Mad. Act VIII of 1867, ss. 42, 43.  
 Gunpowder . . . . . Mad. Act VIII of 1867, ss. 45-49.



**MADRAS TOWN POLICE DISTRICT—cont.**

**2. Nuisances and Miscellaneous Offences—cont.**

Various offences and powers of police in respect of :—*cont.*

- Public nuisances, drunkenness or disorderly behaviour in thoroughfares. &c. . . . . Mad. Act VIII of 1867, ss. 50, 51.
- Misbehaviour at police court or station . . . . . Mad. Act VIII of 1867, s. 51.
- Beggars . . . . . Mad. Act VIII of 1867, s. 54.
- Cruelty to animals . . . . . Mad. Act VIII of 1867, s. 55.
- Mad. Act IV of 1879.
- Pawnbrokers and money-changers in, not to take pledges from children, and to give information as to stolen property . . . . . Mad. Act VIII of 1867, ss. 42, 43.
- Powers of private persons as to apprehension of offenders . . . . . Mad. Act VIII of 1867, s. 57.
- Limitation of time for, notice, tender of amends, and costs in suit or prosecution for thing done by police, &c., in pursuance of duty. . . . . Mad. Act VIII of 1867, s. 75.
- See CATTLE DISEASE; HACKNEY CARRIAGES (M.); MADRAS CITY MUNICIPALITY; MADRAS PIER; PRESIDENCY MAGISTRATE.

**MADRAS UNIVERSITY.**

- Incorporation and constitution of . . . . . Act XXVII of 1857, ss. 1—9.
- Power of, to confer degrees on examination . . . . . Act XXVII of 1857, ss. 10—15.
- Act XLVII of 1860, ss. 1, 2.

**MAFI LAND. See REVENUE-FREE LAND.**

**MAGAZINE. See COPYRIGHT.**

**MAGISTRATE.**

- |   |                                    |
|---|------------------------------------|
| 1. Appointment, Status, and Privileges. | 3. Magistrate having Jurisdiction. |
| 2. Jurisdiction.                        | 4. Procedure.                      |

**1. Appointment, Status, and Privileges.**

- General definition of . . . . . Act I of 1868, s. 2 (13).
- Ben. Act V of 1867, s. 1.
- Bom. Act X of 1836, s. 1 (7).

Exemption of, from arrest. See ARREST, 1.

Privilege of, as witness. See WITNESSES, 4.

Appointment of, and subordination of, to Magistrate of District and Magistrate of Division

- Act X of 1872, ss. 37, 41.
- Investiture of police officers with certain powers of . . . . . Bom. Act VII of 1867, s. 7.
- Act V of 1861, s. 6.
- Act XXIV of 1859, s. 7.
- Inspectors of Immigrants with powers of . . . . . Act III of 1876, s. 52.
- Judge of Court of Small Causes with powers of . . . . . Act XI of 1865, s. 51.

Officers exercising powers of. See MAGISTRATE OF FIRST CLASS.

Not generally subordinate to Court of Session . . . . . Act X of 1872, s. 37.

Subordination of, to Court of Session as regards submission of records, Act X of 1872, s. 295.

**2. Jurisdiction.**

**(a) Preliminary to Trial.**

- To entertain complaints and issue process . . . . . Act X of 1872, s. 73.
- On complaint of certain offences by civil or criminal court . . . . . Act X of 1872, s. 471.
- Act X of 1877, s. 643.
- To issue warrant for arrest of offender in Foreign State . . . . . Act XXI of 1879, ss. 12—17.
- To arrest person committing offence in his presence . . . . . Act X of 1872, s. 108.
- To arrest foreigner or native British subject travelling without license, under certain circumstances . . . . . Act III of 1864, ss. 14, 18, 19.
- To issue warrant for arrest and recommitment of convict on revocation of license to be at large . . . . . Act V of 1871, ss. 25—28.
- To record confession of accused . . . . . Act X of 1872, s. 122.
- To authorize detention of accused beyond 24 hours . . . . . Act X of 1872, s. 124.
- To issue search warrant in course of enquiry . . . . . Act X of 1872, ss. 366, 368.
- As to search, seizure, &c., of illicit salt . . . . . Mad. Reg. I of 1805, ss. 13, 14, 16.
- Mad. Act VI of 1871, s. 16.





**MAGISTRATE—cont.****2. Jurisdiction—cont.****(a) Preliminary to Trial—cont.**

- To order detention of letter in post office . . . . . Act X of 1872, s. 369.  
 In regard to taking bail for accused . . . . . Act X of 1872, ss. 388, 389.  
*See also BAIL.*

**(b) Preventive.**

- In respect of wandering and dangerous lunatics, or in case of neglect and cruel treatment of lunatics . . . . . Act XXXVI of 1858, ss. 4, 5, 10.  
 To disperse unlawful assemblies by order . . . . . Act X of 1872, s. 480.  
     by use of force . . . . . Act X of 1872, s. 481.  
     by use of military force . . . . . Act X of 1872, ss. 482—486.  
     Bom. Act VII of 1867, s. 19.  
     Mad. Reg. XI of 1816, s. 47.  
 To enrol special police on application of Inspector of Police . . . . . Act V of 1861, s. 17.  
     Act XXIV of 1859, s. 16.  
 To disarm person illegally going armed . . . . . Act XI of 1878, s. 13.  
 For causing removal of common nuisances . . . . . Bom. Act VII of 1867, ss. 33, 34.  
 To order removal of municipal nuisances or compliance with municipal requisitions  
     Ben. Act V of 1876, ss. 215—220, 230, 251, 252, 273—277.

**(c) As to Trial of Offences and Passing Sentences.**

- Ordinary powers of the various grades of . . . . . Act X of 1872, ss. 22, 24, 26, 28, 30.  
 Extraordinary powers conferable on various grades of . . . . . Act X of 1872, ss. 23, 25, 27, 29.  
 Power of, as to passing sentences generally . . . . . Act X of 1872, ss. 20, 309, 314.  
     in case of simultaneous convictions . . . . . Act X of 1872, s. 314.  
     of imprisonment in default of payment of fine  
     Act X of 1872, s. 309.  
     Local Government may not increase, beyond that of grade  
     Act X of 1872, s. 37.  
 In respect to trial of offences . . . . . Act X of 1872, ss. 7, 8.  
 To try and enquire into offences committed by European British subjects . . . . . Act X of 1872, s. 72.  
 As to offences committed at sea . . . . . 12 & 13 Vic., c. 96.  
     23 & 24 Vic., c. 88.  
 As to non-military offences committed by European British subjects in Army. *See ARMY*, 2.  
 As to offences relating to embankments . . . . . Act XXXII of 1855, s. 18.  
 In regard to local fund offences . . . . . Mad. Act IV of 1871, s. 77.  
     municipal offences . . . . . Bom. Act VI of 1873, s. 84.  
     Act IV of 1873, s. 22. | Act XV of 1873, s. 46.  
     Mad. Act III of 1871, s. 170. | Act VII of 1874, s. 43.  
 In cases connected with salt excise . . . . . Mad. Act VI of 1871, s. 23.  
     Ben. Act I of 1873, s. 2.  
     Bom. Act VII of 1873, s. 56.  
 In offences under Police Act . . . . . (M.) Act XXIV of 1850, s. 50.  
     (Be., &c.) Act V of 1861, s. 35.  
     Bom. Act VII of 1867, s. 35.  
 To punish witnesses for refusal to take oath before military courts  
     Ben. Reg. XX of 1825, s. 4.  
     (P.) Act IV of 1872, s. 3, sch. I.

*See CALCUTTA SUBURBAN POLICE DISTRICT; HACKNEY CARRIAGES; HOWRAH STATION.*

**(d) Of a Civil nature.**

- Not affected by establishment of Court of Small Causes . . . . . Act XI of 1865, s. 12.  
 In disputes between master and apprentice . . . . . Act XIX of 1850, s. 13—18.  
 In case of fraudulent breach of contract by workmen . . . . . Act XIII of 1859, s. 1—5.  
 In disputes between masters and workmen employed in construction of sanctioned public work . . . . . Act IX of 1860, ss. 1, 2, 3, 8.  
 To take affidavits . . . . . Bom. Act XII of 1866, s. 14.  
 To authenticate power-of-attorney, to present document for registration  
     Act III of 1877, ss. 33 (b), (c).

**(e) Executive and Miscellaneous.**

- In regard to licensing, &c., of stage carriages . . . . . Act XVI of 1861, ss. 2, 3, 10.

**MAGISTRATE—cont.****2. Jurisdiction—cont.****(e) Executive and Miscellaneous—cont.**

- As to assessment of damage to ferry by rash navigation . . . Act XVII of 1878, s. 31.  
 Act II of 1873, s. 16.
- As guardian for the purpose of binding as apprentice orphan or abandoned poor child or child convicted of vagrancy or petty offence . . . Act XIX of 1850, s. 3.  
 Act I of 1879, ss. 4, 5, sch. II, No. 12 (c).
- To enforce surrender of land acquired for a public purpose . . . Act X of 1870, s. 53.
- To enforce judgment of Collector for ejectment or re-instatement of tenant  
 Mad. Act VIII of 1865, s. 73. | (C., Be.) Act X of 1859, s. 82.  
 Ben. Act I of 1879, s. 94. | (N.) Act XVIII of 1873, s. 153.  
 Ben. Act VIII of 1876, s. 123.
- To give possession of new estates on completion of partition . . . (Bu.) Act VII of 1880, s. 26.
- To enforce maintenance of boundary marks . . . Ben. Reg. IV of 1821, s. 7.
- Employed in collection of revenue to have powers of Collector as to institution of suits, &c.  
 Act VII of 1880, s. 75.
- As to disputes relating to amount of salvage . . . Ben. Act V of 1876, s. 29.
- Delegation of powers of Chairman of Municipal Commissioners to any  
 Ben. Act V of 1876, s. 29.
- To levy costs of additional police . . . Act XXIV of 1859, s. 15.
- To levy fines, &c., imposed by customs officers . . . Act VIII of 1878, s. 193.
- To execute summons and warrant issued by Presidency Magistrate  
 Act IV of 1877, ss. 50, 51, 64—65.
- To serve process of Presidency Courts of Small Causes . . . Act IX of 1850, s. 29.
- To execute summons to witness to appear before Court-martial . . . Act V of 1869, art. 122.
- Persons bound to give information to. *See* INFORMATION.
- Public bound to assist in what matters . . . Act X of 1872, s. 91.  
 Act IV of 1877, s. 247.

**3. Magistrate having Jurisdiction.**

- Arrested person to be taken before . . . Act X of 1872, ss. 93, 101, 106.
- Intimation of cognizable offence to be made to . . . Act X of 1872, s. 114.
- Power of, to make preliminary enquiry . . . Act X of 1872, s. 115.
- Report to be made to, when police officer sees no ground for making investigation  
 Act X of 1872, s. 117.
- Accused and witnesses to be caused by police to attend before, on completion of investigation  
 Act X of 1872, ss. 123, 124, 128, 130, 131.

**4. Procedure.**

- In trial of summons case . . . Act X of 1872, ss. 203—212.  
*See also* SUMMONS CASE.
- In trial of warrant case . . . Act X of 1872, ss. 213—221.  
*See also* WARRANT CASE.
- In enquiring into case triable by Court of Session or High Court . . . Act X of 1872, ss. 189—202.
- In cases between masters and workmen employed on public works . . . Act IX of 1860, ss. 4—7.
- When commission for examination of absent witness is required . . . Act X of 1872, s. 330.
- On finding, after commencement of trial case to be beyond jurisdiction  
 Act X of 1872, ss. 45, 221.
- To what Court of Session, to commit . . . Act X of 1872, s. 63.  
 Act XI of 1874, s. 9.
- Execution of sentence of . . . Act X of 1872, ss. 302 A, 307.  
 Act XI of 1874, s. 32.
- Order of, for levy of penalties in cases connected with stage carriages, final  
 Act XVI of 1861, s. 15.
- Presumption as to record, purporting to be signed by . . . Act I of 1859, s. 111.  
 Act I of 1872, s. 80.  
 Act VIII of 1876, s. 43.
- Irregularities of, which do not vitiate proceedings . . . Act X of 1872, ss. 32, 144, 203, 216.  
 which render proceedings void . . . Act X of 1872, ss. 34, 216.  
 in regard to commitment how validated . . . Act X of 1872, s. 33.
- Court-fee on application to, by person having dealings with Government and in relation to such dealings . . . Act VII of 1870, s. 6, sch. II, No. 1 (a).





**MAGISTRATE—cont.****4. Procedure—cont.**

Court-fee on application to, containing complaint of offence. *See* COMPLAINT OF OFFENCE.  
for copy of judgment, &c. *See* COPY.

*See* AFFIDAVIT; BENCH OF MAGISTRATES; CANTONMENT MAGISTRATE; COMPLAINT OF OFFENCE; IMMIGRATION; JUDICIAL OFFICER; LOAN; MAGISTRATE OF DISTRICT; MAGISTRATE OF DIVISION; MAGISTRATE OF FIRST CLASS; MAGISTRATE OF SECOND CLASS; MAGISTRATE OF THIRD CLASS; POWER OF ATTORNEY; PRESIDENCY MAGISTRATE; RECORDS; REGISTRATION OF BIRTHS, &c.; SEALS; SEARCH WARRANT; STATE OFFENCES; SUMMONS; TERRITORIAL WATERS; WARRANT OF ARREST; WHIPPING.

**MAGISTRATE OF DISTRICT.**

1. Appointment, Status, &c.
2. Jurisdiction and Powers.

- 3 Powers in respect of Police.

4. Reports, Notices, &c., to be made and given to.

**1. Appointment, Status, &c.**

Appointment and powers of	Act X of 1872, s. 35.
In Regulation Provinces to be civil servant	24 & 25 Vic., c. 54.
Investiture of, in Non-Regulation Provinces, with extraordinary powers for trial of offences and passing sentence on offenders	Act X of 1872, s. 36.
Ordinary powers of	Act X of 1872, ss. 21, 30.
Powers of officer temporarily succeeding to office of	Act X of 1872, s. 55.
<i>Ex-officio</i> visitor of District Jail	Boml. Act II of 1874, s. 45.
Who to act as marriage registrar	Act XV of 1872, s. 7.
Officers superior in rank to, exempted from service as jurors or assessors	Act X of 1872, s. 406.
Subordination of all magistrates in district to	Act X of 1872, ss. 37, 40.
	Act III of 1880, ss. 3, 28.
Delegation to, of power of appointment of Magistrates of division	Act X of 1872, s. 40.
Not subordinate to Court of Session	Act X of 1872, s. 37.

**2. Jurisdiction and Powers.****(a) Judicial and Executive.**

Local limits of	Act X of 1872, ss. 38, 39.
	Act XI of 1874, s. 4.
Regarding foreigners	Act III of 1864, ss. 1, 6, 15, 16, 20, 22, 24.
In reference to dramatic performances	Act XIX of 1876, ss. 2—4, 6, 8, 10.
As to vernacular newspapers and books containing seditious matter, &c.	Act IX of 1878, ss. 3, 4, 14.
With reference to the registration of emigrants:—	
to foreign territory	Act VII of 1871, ss. 21, 27, 28, 85.
	Act V of 1877, ss. 2, 13.
to British Burma	Act III of 1876, ss. 11, 12, 20.
In respect of municipal works beyond limits of Presidency Town	Mad. Act V of 1878, s. 218.
	Ben. Act IV of 1876, s. 325.
In reference to offences connected with emigration	Act VII of 1871, s. 82.
	Mad. Act V of 1860, s. 20.
In cases under the British Burma Labour Law	Act III of 1876, s. 3.
In awarding penalties under salt law	Act XVII of 1840.
	Act VII of 1852, s. 2.
	Mad. Act II of 1878, s. 3.
With reference to unclaimed property	Act V of 1861, ss. 25—27.
As to establishment and control of pounds, and appointment, &c., of pound-keepers	Act I of 1871, ss. 4—6, 12, 14, 17.
As to removal of obstructions in navigable rivers.	<i>See</i> RIVERS.
To assist troops marching through district.	<i>See</i> TROOPS.
<i>See</i> CATTLE DISEASE; CRIMINAL TRIBES; FEMALE INFANTICIDE; FERRIES; NILGIRI HILLS; PRISON; UNCLAIMED PROPERTY.	

**(b) Appellate, Controlling and Revisional.**

Appeal to, from convictions by Magistrates of 2nd and 3rd class	Act X of 1872, s. 266.
orders by Magistrate of 1st class in bad livelihood cases	Act X of 1872, s. 267.



**MAGISTRATE OF DISTRICT—cont.****2. Jurisdiction and Powers—cont.****(b) Appellate, Controlling and Revisional—cont.**

Power of revision of. *See* REVISION.

to call for and examine records of subordinate Magistrates . . . Act X of 1872, s. 295.  
to report irregularities and defects to High Court . . . Act X of 1872, s. 296.  
to withdraw classes of cases from subordinate Magistrates, and to distribute business  
by localities when specially authorized by Local Government

to frame, alter and annul rules for guidance of Magistrates' Benches . . . Act X of 1872, ss. 48, 49.

Limited to ordinary powers in passing sentence on proceedings recorded by subordinate  
Magistrate . . . . . Act X of 1872, ss. 52, 53.  
Act X of 1872, s. 46.  
Act XI of 1874, s. 7.

Power of, to demand security for good behaviour on proceedings recorded by Magistrate of  
division . . . . . Act X of 1872, s. 504.

to release persons imprisoned on default of furnishing security for good behaviour . . . Act X of 1872, s. 511.

to order restoration of property or proceeds thereof, forfeited for absconding of  
accused . . . . . Act X of 1872, s. 173.

to discharge at any time recognizances and sureties for keeping the peace . . . Act X of 1872, s. 500.

to cancel license for sale, possession, &c., of arms, &c., by whomsoever granted . . . Act XI of 1878, s. 18 (a).

Control of, over Cantonment Magistrate. *See* CANTONMENT MAGISTRATE.

Sanction of, required to prosecution for illegal possession of arms, &c.

Power of, to fix number of process-serving peons for his own and subordinate courts . . . Act XI of 1878, s. 29.

Act VII of 1870, s. 22.

*See also* APPEAL, 2.

**(c) For execution of orders passed by courts beyond jurisdiction.**

To levy fine imposed by Court of Session on juror or assessor for non-attendance . . . Act X of 1872, s. 414.

To endorse warrant for attachment and sale of property of accused and sureties on forfeiture of  
recognizances . . . . . Act X of 1872, ss. 396, 397.

Act X of 1875, ss. 137, 138.

Act IV of 1877, ss. 77, 78.

order for distress and sale of complainant's property in order to realization of  
compensation . . . . . Act X of 1872, s. 209.

To execute warrant issued by Political Agent for extradition of offender in Native State . . . Act XXI of 1879, s. 12.

Publication by, of sentence of court-martial in certain cases . . . Act V of 1869, art. 158.

*See also* ENDORSEMENT.

**(d) Miscellaneous.**

Power of, to make or authorize tender of pardon to accused . . . Act X of 1872, s. 347.

*See also* PARDON.

to instruct Government Prosecutor to prosecute case on appeal . . . Act X of 1872, s. 269.

to appoint prosecutor for case committed to Court of Session . . . Act X of 1872, s. 202.

Publication of list of jurors and assessors at office of . . . Act X of 1872, s. 401.

**3. Powers in respect of Police.**

Police subject to general control and direction of . . . . . Act V of 1861, s. 4.

Bom. Act VII of 1867, s. 5.

Additional police. Employment of, with sanction of . . . . . Act V of 1861, s. 13.

Bom. Act VII of 1867, s. 14.

Cost of, to be assessed by, in disturbed and dangerous districts . . . . .

Act V of 1861, s. 15.

in places where mischief to telegraphs is repeatedly  
committed . . . . . Act I of 1876, s. 16.

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**MAGISTRATE OF DISTRICT—cont.****3. Powers in respect of Police—cont.**

Power of, to authorize senior police officer to exercise powers of District Superintendent in the latter's absence . . . . . Act X of 1872, s. 138.  
to call for and inspect general police diary . . . . . Act V of 1861, s. 44.

**4. Reports, Notices, &c., to be made and given to.**

Copy of order authorizing detention of accused for more than 24 hours, to be sent to . . . . . Act X of 1872, s. 124.  
Report of all arrests to be made to . . . . . Act X of 1872, s. 132.  
Copy of finding and sentence of Court of Session to be sent to . . . . . Act X of 1872, s. 302.  
Notice of appeal to be given by Appellate Court to . . . . . Act X of 1872, s. 279.  
by appellant to . . . . . Act X of 1872, s. 269.  
Order for attendance as witness or accused of prisoner confined in another district to be sent through . . . . . Act XV of 1869, s. 6.  
Report as to unprofessional conduct of pleader to be made to High Court through . . . . . Act XVIII of 1879, s. 14.

**MAGISTRATE OF DISTRICT (Bo.).**

Rules to be made by, regarding use, &c., of dharmasalas, liquor shops, public wells, town-gates and places of public resort . . . . . Bom. Reg. XII of 1827, s. 19 (1).  
regarding the exercise of rights to cut firewood and use forage, &c. . . . . Bom. Reg. XII of 1827, s. 19 (2).  
confirmation of, by High Court, enforcement of, and suit to contest . . . . . Bom. Reg. XII of 1827, s. 19 (6) (7).  
Administration of village police vested in . . . . . Bom. Act VIII of 1867, s. 3, &c.  
Power of, to fine village community for robbery committed in, or robbers traced to village . . . . . Bom. Reg. XII of 1827, s. 37.

*See* FAIRS (Bo.); WEIGHTS AND MEASURES.

**MAGISTRATE OF DISTRICT (Be.).**

To be *ex-officio* Commissioner and Chairman of Municipalities within District . . . . . Ben. Act V of 1876, ss. 17, 29.  
Superintendence of ferries vested in . . . . . Ben. Reg. VI of 1819, s. 2.  
Ben. Act I of 1866, s. 2.  
*See* FERRIES (Be.).  
Duties and powers of, in reference to saráís and purás . . . . . Act XXII of 1867.  
May be directed to exercise functions of municipal commissioners on their failure . . . . . Ben. Act V of 1876, s. 318.  
Duties of, in respect to examination and audit of budget accounts of municipalities . . . . . Ben. Act V of 1876, ss. 63—66, 74, 170.  
Recovery by, of municipal taxes beyond limits of municipality . . . . . Ben. Act V of 1876, s. 118.  
Power of, to depute municipal police for duty beyond municipal limits . . . . . Ben. Act V of 1876, s. 166.  
Duties and powers of, in respect of Unions . . . . . Ben. Act V of 1876, ss. 324, 374, &c.  
To enforce surrender of records to successor of kánúngo . . . . . Ben. Reg. V of 1816, ss. 9, 10.  
Ben. Reg. I of 1819, s. 4 (1).  
Duties of, with reference to immigrants into labour districts . . . . . Ben. Act VII of 1873, ss. 16, 17, 57, 72—89.  
control of recruiters, &c., for, and registration of emigrants to labour districts . . . . . Ben. Act VII of 1873, ss. 16, 17, 19, 32, 40, 41, 43—46.  
*See* PURÍ; VILLAGE CHAUKÍDÁRS (Be.); ZÁMINDÁRI DÁKS.

**MAGISTRATE OF DISTRICT (N.). *See* VILLAGE POLICE AND ROAD POLICE.****MAGISTRATE OF DISTRICT (P.).**

Power of, with sanction of Commissioner and subject to appeal to Chief Court, to fine village under Track Law . . . . . Act IV of 1872, s. 42.  
*See* FOREIGN VAGRANTS (P.); PANJÁL FRONTIER.

**MAGISTRATE OF DISTRICT (Aj.).**

Power to appoint one for two or more districts . . . . . Reg. I of 1877, s. 39.

**MAGISTRATE OF DISTRICT (Aj.)—cont.**

- Investiture of, with powers under section 36, Code of Criminal Procedure, Reg. I of 1877, s. 40.  
 Power of, as to control of slaughter of animals and sale of flesh . . . Reg. III of 1877, ss. 34, 35.  
     manufacture of salt . . . Reg. III of 1877, ss. 36, 37.  
 to recover from village community or criminal, awards by Court of Vakils of blood money, compensation, &c. . . . . Reg. III of 1877, s. 27.  
 to fine village community for not assisting in tracing offences or apprehending offenders . . . . . Reg. III of 1877, ss. 20—28.

*See* ISTIMBARDARS (Aj.).

**MAGISTRATE OF DIVISION.**

- Limits of jurisdiction of . . . . . Act X of 1872, s. 39.  
 Appointment of Magistrate of 1st or 2nd class as . . . . . Act X of 1872, s. 40.  
 Subject to control of Magistrate of District . . . . . Act X of 1872, s. 40.  
 All Magistrates in Division subordinate to . . . . . Act X of 1872, s. 41.  
 Ordinary powers of . . . . . Act X of 1872, ss. 22, 24, 26, 28.  
 Of the second class not empowered to demand security for good behaviour . . . . . Act X of 1872, s. 28.  
     empowered, to make enquiry in cases of security for good behaviour and submit proceedings to Magistrate of District . . . . . Act X of 1872, s. 504.  
 Extraordinary powers conferable on . . . . . Act X of 1872, s. 29.  
 Powers of, with reference to registration of emigrants—  
     to foreign territory . . . . . Act VII of 1871, ss. 3, 27, 28.  
     . . . . . Act V of 1877, ss. 2, 13.  
     to British Burmah . . . . . Act III of 1876, ss. 11, 12, 20.  
     to offences connected with emigration . . . . . Act VII of 1871, s. 82.  
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*See* CANTONMENT MAGISTRATE.

**MAGISTRATE OF DIVISION (Be.).**

- To be *ex-officio* Commissioner and Chairman of Municipalities within Division . . . . . Ben. Act V of 1876, ss. 17, 29.  
 Powers of, to depute municipal police for duty beyond municipal limits . . . . . Ben. Act V of 1876, s. 166.  
 Power to invest, with function of District Superintendent in respect of municipal police . . . . . Ben. Act V of 1876, s. 174.  
 Recovery by, of municipal taxes beyond limits of municipality . . . . . Ben. Act V of 1876, s. 118.  
 Duties and powers of, in respect of Unions . . . . . Ben. Act V of 1876, ss. 324, &c.  
 Duties of, with reference to control of recruiters, &c., for, and registration of, emigrants to Labour Districts . . . . . Ben. Act VII of 1873, ss. 16, 17, 19, 32, 40, 41, 43—46. 72—89.

**MAGISTRATE OF FIRST CLASS.**

- Jurisdiction of, in respect to trial of offences . . . . . Act X of 1872, s. 7, sch. IV.  
     passing sentences . . . . . Act X of 1872, ss. 20, 309, 314.  
 in relation to trial of, and passing sentence on, European British subjects . . . . . Act X of 1872, ss. 72, 74.  
 in cases under Parsi Marriage and Divorce Act . . . . . Act XV of 1865, s. 46.  
     Indian Companies Act . . . . . Act X of 1866, s. 225.  
     connected with merchant shipping . . . . . Act I of 1859, ss. 35, 44, 55, 56, 87, 88, 112.  
     . . . . . Act IV of 1875, ss. 3, 5.  
     under Opium Act . . . . . Act I of 1878, s. 3.  
     of issuing private bill or note payable to bearer on demand . . . . . Act III of 1871, s. 22.  
 Ordinary powers of . . . . . Act X of 1872, ss. 22, 26.  
 Extraordinary powers conferable on . . . . . Act X of 1872, s. 27.

*See* MAGISTRATE OF DIVISION.

- Power of, to commit European British subject to High Court or Court of Session . . . . . Act X of 1872, ss. 75, 77.  
 Procedure of, in reference to trials of European British subjects . . . . . Act X of 1872, ss. 74, 87.  
 Appeal to Court of Session or High Court from conviction of European British subject by . . . . . Act X of 1872, s. 79.





**MAGISTRATE OF FIRST CLASS—cont.**

- Power of, to order investigation by police of non-cognizable offence . . . . . Act X of 1872, s. 110.  
 to tender pardon to accused . . . . . Act X of 1872, s. 347.  
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*See also* PARDON.

- to send youthful offender to reformatory school . . . . . Act V of 1876, ss. 7, 8.  
 to issue search warrant for opium . . . . . Act I of 1878, s. 19.  
 in regard to execution of commission for examination of witness in criminal case . . . . . Act X of 1872, s. 330.  
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 in reference to appointment of chaukidárs and assessment of tax, &c. . . . . Act XX of 1856, ss. 61, &c.

*See* CHAUKIDÁRS.

- To recover fines imposed by court-martial on volunteers . . . . . Act XX of 1869, ss. 4, 22.  
 May be invested with jurisdiction and powers in reference to registration of emigrants and offences connected with emigration . . . . . Act III of 1871, s. 85.  
 appointed presiding Judge of Court of Survey . . . . . Act VII of 1880, s. 14.

*See* APPEAL, 2; CANTONMENT MAGISTRATE; JUSTICE OF THE PEACE, 2 (b); MURDEROUS OUTRAGES.

**MAGISTRATE OF POLICE.**

- References to, to be interpreted of Presidency Magistrate . . . . . Act IV of 1877, s. 10.  
*See* PRESIDENCY MAGISTRATES.

**MAGISTRATE OF SECOND CLASS.**

- Jurisdiction of, in respect to passing sentences . . . . . Act X of 1872, ss. 20, 309, 314.  
 Ordinary powers of . . . . . Act X of 1872, ss. 22, 24.  
 Extraordinary powers conferable on . . . . . Act X of 1872, s. 25.

*See* MAGISTRATE OF DIVISION.

- Power of, to try European British subject in case of certain offences . . . . . Act IX of 1874, ss. 3, 14, 15, 19—29.  
 to order investigation by police of non cognizable offence . . . . . Act X of 1872, s. 110.  
 Jurisdiction of, in regard to offences created by local or special law . . . . . Act X of 1872, s. 8.  
 to settle disputes as to chargeability with coast light dues . . . . . Act IX of 1879, s. 14.  
 as to trial of offences and adjudication of seizures under excise law . . . . . Act X of 1871, ss. 3, 47, 50, 74, 75.  
 as to offences under Inland Customs Act . . . . . Act VIII of 1875, ss. 13, 16, 26.  
 Native Passenger Ships Act, Act VIII of 1876, ss. 5, 39, 40.  
 Opium Act . . . . . Act I of 1878, s. 4.  
 Indian Ports Act . . . . . Act XII of 1875, s. 3.  
 relating to Railways . . . . . Act IV of 1879, s. 50.  
 under Registration Act . . . . . Act III of 1877, s. 83.  
 . . . . . Act XII of 1879, s. 106.  
 relating to Stamps . . . . . Act I of 1879, s. 70.

*See* APPEAL, 2.**MAGISTRATE OF THIRD CLASS.**

- Jurisdiction of, in respect to passing sentences . . . . . Act X of 1872, ss. 20, 309, 314.  
 Ordinary powers of . . . . . Act X of 1872, s. 22.  
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*See* APPEAL, 2; MAGISTRATE.

**MAGISTRATE'S CASE.**

- Definition of . . . . . Act X of 1872, s. 4, and sch. IV.

**MAGNA CHARTA**

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**MAHÁL (Bo.).**

- Division of talukas into . . . . . Bom. Act V of 1879, ss. 7, 13, 14.  
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**MAHAL (N.).**

- Defined . . . . . Act XVIII of 1873, s. 3 (1).  
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 Annual value of, defined . . . . .  
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 Attachment of, by Revenue Courts in execution of decree. *See* COLLECTOR (N.); RENT SUITS (N.).  
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**MAHAL (O.).** *See* PARTITION OF ESTATES (O.); UNION OF MAHALS (O.).

**MAHALKARI.**

- Appointment, duties and powers of, and power to delegate duties to subordinates  
 Bom. Act V of 1879, ss. 13--15.  
*Ex-officio* Commissioner of Town Municipality in his mahal Bom. Act VI of 1873, s. 9 (1).  
 Permission of, or notice to, required on occupation or relinquishment of land  
 Bom. Act V of 1879, ss. 60, 74, 82.  
 Powers of, for punishing erasure, removal and injury of boundary marks  
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**MAHARAJA OF BENARES.** *See* FAMILY DOMAINS OF MAHARAJA OF BENARES.

**MAHTOAI.** *See* BHUINHARI.

**MAHOMEDAN.** *See* MUHAMMADAN.

**MAHTUT.** *See* CESSSES.

**MAILS.** *See* POST OFFICE.

**MAINTENANCE.**

- Right of. *See* WILL.  
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 Suit to enforce right to, valuation of . . . . . Act VII of 1870, s. 7 (ii).  
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 Of judgment-debtor and his family during proceedings by Collector in execution of decrees  
 transferred to him . . . . . Act X of 1877, s. 324A.  
 Act XII of 1879, s. 50.  
 Act XVII of 1879, ss. 22, 29.  
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 Of criminal lunatics . . . . . 14 & 15 Vic., c. 81, s. 2.  
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 Order for, what magistrates and in what cases empowered to give  
 Act X of 1872, s. 536.  
 Act IV of 1877, s. 234.  
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 Act IV of 1877, ss. 234, 236.  
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 by unempowered Magistrate, void Act X of 1872, s. 34 (i8).  
 Documents not duly stamped in proceedings relating to. Magistrate bound to impound  
 Act I of 1879, s. 33.  
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**MAJHAHAS TENURE.** *See* CHUTIA NAGPUR TENURES.





**MALABAR.**

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*See* MAPPILLAS; SALT (M.), 2; WAR KNIVES.

**MALGUZAR.** *See* LANDHOLDER.**MALGUZAR (Aj.).**

Defined . . . . . Reg. II of 1877, s. 2 (*d*).  
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**MALGUZARI REGISTER.** *See* REGISTER OF REVENUE-PAYING LANDS; REVENUE REGISTER.**MALGUZARI REGISTER (O.).**

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**MALIKANA (Be.).**

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 . . . . . Ben. Reg. VII of 1822, s. 5.  
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**MALIKANA (O.).**

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By Native public servants, village officers and persons personating public servants:—

## Enquiry by Collector into:—

Authorized . . . . . Mad. Reg. IX of 1822, s. 2.  
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 from . . . . . Mad. Reg. IX of 1822, s. 15.  
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 Attachment and imprisonment before judgment when allowed on  
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 Issue of search warrant for accounts, &c., on . . . . . Mad. Reg. IX of 1822, s. 9.  
 Award of compensation to persons from whom money exacted, on  
 . . . . . Mad. Reg. IX of 1822, s. 12.  
 Enquiry by European or Native subordinates of Collector into, when authorized  
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**MALVERSATION (Be., &c.).**

By chaukidári tax-collectors. Punishment for . . . . . Act XX of 1856, s. 49.  
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**MANSLAUGHTER.**

European soldiers when triable by court-martial for . . . 42 & 43 Vic, c. 33, ss. 41, 54 (a).  
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**MANUFACTORY.**

Appointment of additional police in neighbourhood of . . . Act V of 1861, s. 14.  
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 Rent Act not applicable to land occupied by or appurtenant to . . . Act XVIII of 1873, s. 1.  
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**MANUFACTURE.**

Invention of. *See PATENT.*

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**MAPS.**

Made by order of Government, presumption as to . . . Act I of 1872, s. 83.  
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**MAPPILLAS.**

Outrages by, in Malabars, special provisions for punishment and prevention of . . . Act XX of 1859.  
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**MARCHING TROOPS.** *See TROOPS.*

**MARINE INSURANCE.** *See INSURANCE.*

**MARINE SURVEY.**

Shipment of stores, wine and spirits duty-free for use of officers of . . . Act VIII of 1878, s. 48.  
 Officers or men of, arrested for smuggling, how dealt with . . . Act VIII of 1878, s. 177.

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**MARITIME CAUSES.** *See ADMIRALTY COURTS ; VICE-ADMIRALTY COURTS.*

**MARKETS.**

Local Fund chargeable with expenses of

Mad. Act IV of 1871, ss. 10, 26. | (N.) Act III of 1878, s. 11 (c) (4).  
 (P.) Act V of 1878, s. 7 (3). | (O.) Act IV of 1878, s. 11 (c) (3).

*See BOMBAY CITY MUNICIPALITY, 4 ; CALCUTTA MUNICIPALITY, 4 ; FAIRS (Bo.) ; HOWDAH STATION ; LOCAL FUND (Bo.) ; MADRAS CITY MUNICIPALITY, 4 ; MUNICIPALITIES, (M.), &c., 4.*

**MARKET VALUE.**

Of land compulsorily acquired, to be stated in award . . . Act X of 1870, s. 34.  
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**MARRIAGE.**

1. The Contract, and proof and effects thereof.
2. Solemnization, Registration, and Dissolution.
3. Offences relating to.
4. Miscellaneous.

**1. The Contract, and proof and effects thereof.**

Law to be administered by civil courts in questions relating to . . . (M.) Act III of 1873, s. 16.  
 (Be. & N.) Act VI of 1871, s. 24. | (Bu.) Act XVII of 1875, ss. 4, 5.  
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 (O.) Act XVIII of 1876, s. 3 (b). | (Aj.) Reg. III of 1877, s. 4.  
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Agreement in restraint of void, except in case of minor . . . Act IX of 1872, s. 26.

Contract for, not specifically enforceable . . . Act I of 1877, s. 21 (b), illus.

When not dissolved for pre-contract . . . 32 Hen. 8, c. 38.



**MARRIAGE—cont.****1. The Contract, and proof and effects thereof—cont.**

- Opinion as to, when inadmissible in proof of . . . . . Act I of 1872, s. 50, prov.  
 Interests in property not acquired nor lost by . . . . . Act X of 1865, ss. 4, 331.  
     except in case of Hindús, Muhammadans, &c. . . . .  
     Act III of 1874, s. 2.  
     ante-nuptial settlement . . . . .  
     Act X of 1865, s. 44.  
 Revocation of will by, except in case of Hindús, Muhammadans, &c. . . . . Act X of 1865, s. 53.  
     Act XXI of 1870, s. 3.  
 Not to revoke will, &c., of talúqdár or grantee in Oudh . . . . . Act I of 1869, s. 19.  
 Of female apprentice discharges contract of apprenticeship . . . . . Act XIX of 1850, s. 1.  
 Of European British female minor, to terminate guardianship of person . . . . .  
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 Transmission of shares and stock of Presidency banks on, how proved . . . . . Act XI of 1876, s. 23.  
*See also* ABATEMENT OF SUIT; ANDAMAN AND NICOBAR ISLANDS; DOMICIL; DOWER;  
 HINDÚ WIDOW; SETTLEMENT.

**\* 2. Solemnization, Registration, and Dissolution.****(a) Christian.**

- Solemnization of, by what persons . . . . . Act XV of 1872, ss. 5—9.  
     of foreigners by minister, consul or consular agent how far legal . . . . .  
     Act XV of 1872, s. 87.  
     by British consuls and persons acting for them . . . . . 31 & 32 Vic., c. 61.  
     unauthorized, penalty for . . . . . Act XV of 1872, s. 68.  
     time and place of . . . . . Act XV of 1872, ss. 10, 11, 13, 14, 69.  
     issue of notice and certificate prior to—  
     when by licensed minister of religion . . . . . Act XV of 1872, ss. 12—26.  
     when in presence of Marriage Registrar . . . . . Act V of 1872, ss. 38, 53.  
     offences connected with . . . . . Act XV of 1872, ss. 70—73.  
     levy of fees for . . . . . Act XV of 1872, s. 82.  
     what irregularities in, do not invalidate marriage . . . . . Act XV of 1872, s. 77.  
     two witnesses to be present at . . . . . Act XV of 1872, ss. 25, 51, 69.  
 Registration of, when solemnized by minister of religion . . . . . Act XV of 1872, ss. 27—37.  
     in presence of Marriage Registrar . . . . .  
     Act XV of 1872, ss. 54—59.  
     fees for . . . . . Act XV of 1872, s. 82.  
 Register book, and certificates of, form of . . . . . Act XV of 1872, ss. 28, 31, 32, 54, sch. III & IV.  
     certified copies of entries in . . . . . Act XV of 1872, ss. 79, 80, 82—84.  
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 In Native States, special rules regarding . . . . . Act XV of 1872, ss. 8, 9, 47, 48, 56, 84, 86.  
 Non-validation of, within prohibited degrees . . . . . Act XV of 1872, s. 88.  
 To be without levitical degrees . . . . . 32 Hen. 8, c. 38.  
 Certificates of, when to be sent to Secretary of State . . . . . Act XV of 1872, s. 81.  
 Of minor, Consent required to, of what persons . . . . . Act XV of 1872, ss. 19, 42 (c), 44.  
     obtained by order of Court . . . . . Act XV of 1872, ss. 45, 85.  
 Prohibition of, and protest against:—  
     how and by whom made . . . . . Act XV of 1872, ss. 20, 44.  
     effect of . . . . . Act XV of 1872, s. 21, 44.  
     power of Court to overrule . . . . . Act XV of 1872, ss. 45—48, 85.  
     frivolous or unauthorized . . . . . Act XV of 1872, ss. 49, 67.  
     levy of fees on . . . . . Act XV of 1872, s. 82.  
 Of divorced persons, after what interval . . . . . Act IV of 1869, s. 57.  
     English clergyman not compelled to solemnize, when and subject to what  
     conditions . . . . . Act IV of 1869, ss. 58, 59.  
 Grant of licenses for, not affected by Divorce Act . . . . . Act IV of 1869, s. 4.

**(b) Native Christians.**

- Solemnization of, by ministers of religion or marriage registrars, Act XV of 1872, ss. 23, 57, 58.  
     in presence of persons licensed to grant certificates of marriage . . . . .  
     Act XV of 1872, ss. 9, 60, 61.





**MARRIAGE—cont.****2. Solemnization, Registration, and Dissolution—cont.****(b) Native Christians—cont.**

Registration of, when solemnized by ministers of religion or marriage registrars

Act XV of 1872, ss. 37, 59, 64.  
in presence of person licensed to grant certificate

Act XV of 1872, ss. 62, 63.

Grant of certificates in case of Roman Catholic prohibited . . . Act XV of 1872, s. 65.

by unlicensed person, penalty for . . . Act XV of 1872, s. 74.

Register Book, form of . . . Act XV of 1872, ss. 37, 62, 64.

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Of minor, consent required to . . . Act XV of 1872, s. 60.

Of native converts, dissolution of, how effected . . . Act XXI of 1866.

re-marriage after . . . Act XXI of 1866, s. 19.

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*See MATRIMONIAL, &C., COURT, 3.***(c) Pārsi.**

Ceremony of, to be performed by priest, including Dastur and Mobed in presence of witnesses

Act XV of 1865, s. 3.

Prohibited degrees of affinity and consanguinity . . . Act XV of 1865, s. 3.

Certificate and registration of . . . Act XV of 1865, ss. 6—8.

Penalties for offences connected with solemnization and registration

Act XV of 1865, ss. 9—14.

Re-marriage, allowable at what interval after divorce . . . Act XV of 1865, s. 43.

*See also BIGAMY; MATRIMONIAL, &C., COURT, 4.***(d) In case of persons not professing Christian, Jewish, Hindú, Muhammadan, Pārsi, Buddhist, Sikh, or Jaina Religion.**

Prohibition of, on certain conditions as to previous marriage, age, and relationship of parties and consent of guardians in case of minority . . . Act III of 1872, s. 2.

Law of origin not to apply to parties to, except as to consanguinity or affinity, and only as modified . . . Act III of 1872, s. 2 (4), prov. 1 &amp; 2.

Registrar of marriages. Appointment of . . . Act III of 1872, s. 3.

Notice of marriage to be given to, and filed by, Act III of 1872, ss. 4, 5.

Objection to, how made and recorded . . . Act III of 1872, s. 6.

suit for declaratory decree regarding

Act III of 1872, ss. 7, 8, 9.

Declaration to be signed before, by parties and witnesses

Act III of 1872, ss. 10, 21, sch. II.

Certificate of marriage to be made out by

Act III of 1872, ss. 13, 14, 21.

Fees to be paid to . . . Act III of 1872, ss. 12, 14.

Place and manner of solemnization of . . . Act III of 1872, ss. 11, 12.

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Law to apply to issue of . . . Act III of 1872, s. 18.

Saving of, solemnized otherwise . . . Act III of 1872, s. 19.

*See also FEMALE INFANTICIDE; MATRIMONIAL, &C., COURT; REGISTRATION OF BIRTHS, &c. (Be.).***3. Offences relating to.**

Nature of and penalties for . . . Act XLV of 1860, ss. 493—498.

Not cognizable by Magistrate otherwise than on complaint . . . Act X of 1872, s. 142.

Act IV of 1877, s. 29.

Abetment of marriage of Hindú widow without consent of nearest male relative, penalty for

Act XV of 1856, s. 7.

**4. Miscellaneous.**Birth during. *See LEGITIMACY.*Communications during. *See WITNESSES, 4.*Of Minors. *See COURT OF WARDS.*Relationship by. *See RELATIONSHIP.*

**MARRIED WOMEN.****1. General.****1. General.**

- National status of . . . . . 33 & 34 Vic., c. 14, s. 10.  
 35 & 36 Vic., c. 39, s. 3.  
 Not to be appointed guardian *ad litem* . . . . . Act X of 1877, s. 457.  
 Enticing or taking away with criminal intent:—  
     Punishment for . . . . . Act XLV of 1860, s. 498.  
     Prosecution for, by whom instituted . . . . . Act X of 1872, ss. 479  
     Act IV of 1877, s. 45.

*See* DISABILITY; DISQUALIFIED PROPRIETORS; GOVERNMENT SAVINGS BANK; HUSBAND AND WIFE; INSOLVENT DEBTORS, I, (b); PANJAB FRONTIER; PROBATE AND ADMINISTRATION; SINDH FRONTIER; WILL.

**2. Other than Hindu, Muhammadan, Buddhist, Sikh, &c.**

- Wages and earnings of, and investment thereof to be separate property, . . . Act III of 1874, s. 4.  
 Protection of earnings and property of, when deserted by husband, Act IV of 1869, ss. 27-31.  
 Status of, and rights of, as to property after judicial separation . . . Act IV of 1869, ss. 24, 25.  
 Right of, to effect policy of insurance on her own life . . . Act III of 1874, s. 5.  
 Actions by, and remedies of, civil and criminal, for recovery or protection of separate property . . . Act III of 1874, s. 7.  
 Entitled to act in proceedings with reference to the acquisition of land for public purposes . . . Act X of 1870, s. 3.  
 Indemnity to persons dealing with, without notice of reversal of order for judicial separation or protection . . . Act IV of 1869, s. 60.  
 Powers of, as executrix and administratrix . . . Act X of 1865, s. 257.  
 Insurance on life of husband for benefit of. *See* INSURANCE, 3.  
 Liability of, for postnuptial and antenuptial debts . . . Act III of 1874, ss. 7, 8, 9.  
 Not liable to arrest or imprisonment in execution of decree . . . Act III of 1874, s. 8.  
 Disposition of landed estate and acknowledgment of deeds by . . . Act XXXI of 1854, ss. 5-11.  
 Tenant for life, production of . . . . . 6 Anne, c. 72, s. 1.  
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**MARSHAL.**

- Prize ship to be delivered to . . . . . 27 & 28 Vic., c. 25, s. 16.

**MARTIAL LAW.**

- Power to establish, in time of war or rebellion . . . Mad. Reg. VII of 1808, ss. 2, 3.  
     Ben. Reg. X of 1804, ss. 2, 3. (Ar.) Reg. IX of 1874, s. 3, sch.  
     (O.) Act XVIII of 1876, s. 3, sch. II. (Aj.) Reg. III of 1877, s. 3, sch. II.  
     (P.) Act IV of 1872, s. 3, sch. I. (C.) Act XX of 1875, s. 3, sch.

**MARTINIQUE. *See* FRENCH COLONIES.****MASTER AND SERVANT.**

- 1. Miscellaneous Incidents of the Contract of Service.** | **2. Offences and Criminal Breach of Contract by Servant.**

**1. Miscellaneous Incidents of the Contract of Service.**

- Liability of master for servant. *See* PRINCIPAL AND AGENT.  
 Criminal liability of licensed vendor of spirits for offences by servant . . . Act XIX of 1852, s. 14.  
 Liability of proprietor of stage carriage for certain acts done by driver . . . Act XVI of 1861, ss. 8, 13.  
 Possession of land by servant held to be possession by master . . . (Bu.) Act II of 1876, s. 3 (a).  
     salt by servant considered that of master . . . Ben. Act VII of 1864, s. 3.  
 Summons to master not to be served on servant (*but see* AGENT) . . . Act X of 1877, s. 78, expl.  
 Permanent servant when admissible as recognized agent of party in civil court . . . (O.) Act XVIII of 1876, s. 18.  
     (Aj.) Reg. I of 1877, s. 28 (a).





**MASTER AND SERVANT—cont.****1. Miscellaneous Incidents of the Contract of Service—cont.**

- Power of master to chastise servant who is an apprentice . . . . . Act XIX of 1850, s. 14.  
 Relation of, to accused or injured party, ground of objection to juror . . . . . Act X of 1872, s. 244 (2) (3).  
 . . . . . Act X of 1875, ss. 47 (b), 54 (e).  
 Notice when and for what term required on resignation of service by municipal servants . . . . . Ben. Act V of 1876, s. 195.  
 Forms of plaint in suits between . . . . . Act X of 1877, sch. IV, Nos. 16—19, 60—66.  
 Wages for service of labourer, artisan or domestic servant, priority of payment of, from estate of deceased master . . . . . Act X of 1865, s. 281.  
*See* MINOR, 4, PERSONAL SERVICE; WAGES.

**2. Offences and Criminal Breach of Contract by Servant.**

- Criminal breach of trust by servant . . . . . Act XLV of 1860, s. 408.  
 Theft of property in possession of master . . . . . Act XLV of 1860, s. 381.  
 Penalty for breach of contract by servant engaged for voyage or journey . . . . . Act XLV of 1860, s. 490.  
 . . . . . engaged to attend on, and supply the wants of, helpless persons . . . . . Act XLV of 1860, s. 491.  
 . . . . . by workman, artificer or labourer bound by contract in writing to serve at distant place in British India to which he is conveyed at master's expense . . . . . Act XLV of 1860, s. 492.  
 Breach by artificer, labourer, &c., of contract for work for which he has received advance:—  
 Jurisdiction of Presidency Magistrates in reference to . . . . . Act XIII of 1859, ss. 1—4.  
 Penalty for disobedience of order of Magistrate in regard to . . . . . Act XIII of 1859, s. 2.  
 Power to extend provisions for punishing, to places other than Presidency Towns . . . . . Act XIII of 1859, s. 5.  
 Special provisions regarding service of processes and levy of process-fees in proceedings relating to, in Madras Presidency . . . . . Mad. Act III of 1863.  
 Penalty for breach of contract to perform work in connection with sanctioned public work . . . . . Act IX of 1860, s. 8.  
 . . . . . extension of, to breach of contract by labourer who has engaged to emigrate . . . . . Act VII of 1871, s. 45.  
 . . . . . Mad. Act V of 1866, s. 12.  
 Disputes as to wages or price of work for railway, canal or other sanctioned public work:—  
 Jurisdiction of Magistrate to decide . . . . . Act IX of 1860, ss. 1—7.  
 Limitation of time for claim on . . . . . Act XV of 1877, s. 4, sch. II, No. 4.  
 Offences by servant not cognizable otherwise than on complaint . . . . . Act X of 1872, s. 142.  
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**MASTER ATTENDANT.**

- When to be Conservator of Port . . . . . Act XII of 1875, s. 8 (a).  
 May be appointed shipping master . . . . . Act I of 1859, s. 8.  
 Duty of, to aid in preventing breaches of salt law . . . . . Mad. Reg. I of 1805, s. 14.  
*See* MADRAS ROADS; PORT OFFICER.

**MASTER OF SHIP.**

- Coming within jurisdiction of Vice-Admiralty Court . . . . . 2 Wm. IV, c. 51, s. 6.  
*See* CENSUS; CONVOY; MERCHANT SHIPPING, 1, 2.

**MATE. *See* MERCHANT SHIPPING, 2 (a).****MATERIAL THING.**

- Court may require production of, for inspection . . . . . Act I of 1872, s. 60.  
 Provisions as to documents, applicable to production of, in evidence . . . . . Act X of 1877, ss. 145, 588 (12).  
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**MATHAUT. *See* CESSSES.**



## MATRIMONIAL AND DIVORCE COURT.

1. General. | 2. Christian. | 3. For Dissolution of Marriage of Native Converts. | 4. Parsi.

## 1. General.

Effect of judgment of. *See* JUDGMENT.

## 2. Christian.

Jurisdiction of High Court and District Court in matrimonial and divorce causes

Act IV of 1869, ss. 2—9.

*See also* HIGH COURT, 3 (b), 4.

Jurisdiction of, in regard to marriages contracted between persons not professing Christian, Jewish, Hindú, Muhammadan, Buddhist, Sikh or Jaina religion Act III of 1872, s. 17.

Judicial Commissioner to have powers of, in Oudh Act XIII of 1879, s. 27.

Recorder of Rangoon to be, for British Burma Act XVII of 1875, s. 51.

Petitions in, no limitation for Act XV of 1877, s. 1.

court fee on Act VII of 1870, s. 6, sch. II, No. 20.

Procedure, mode of taking evidence, enforcement of decrees Act IV of 1869, ss. 45—56.

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Power of High Court to make rules for Act VII of 1870, s. 6, sch. II, No. 20.

Dissolution of marriage. Petition and decree for, in what cases and on what grounds Act IV of 1869, s. 62.

Act IV of 1869, ss. 2, 10, 47.

Act III of 1872, s. 17.

Effect of decree for Act IV of 1869, ss. 11—17.

Decree *nisi* by High Court for Act IV of 1869, s. 16.

Decree of District Court for, subject to confirmation but not appeal Act IV of 1869, ss. 17, 55.

Nullity of marriage. Decrees for, in what cases and on what ground

Act IV of 1869, ss. 2, 19, 47.

Act III of 1872, ss. 15, 17.

Effect of decree for Act IV of 1869, ss. 18—21.

Decrees of District Court for, subject to confirmation but not to appeal Act IV of 1869, ss. 20, 55.

Judicial separation. Grounds of Act IV of 1869, ss. 22, 47.

Effect of decree for Act IV of 1869, ss. 23—25, 60.

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Protection orders by, regarding property of married woman deserted by her husband

Act IV of 1869, ss. 27—31.

Restitution of conjugal rights. Suit for, and defence in Act IV of 1869, ss. 32, 33.

Damages and costs. Order for payment of, by adulterer Act IV of 1869, ss. 34, 35.

Orders by, as to alimony Act IV of 1869, ss. 36—38.

as to custody and maintenance of minor children Act IV of 1869, ss. 41—44.

as to settlements of property Act VII of 1870, s. 6, sch. II, No. 20.

Suit by minor in. *See* MINOR, 4.*See* COSTS, 1 (c).

## 3. For Dissolution of Marriage of Native Converts.

Jurisdiction of District and High Court as to Act XXI of 1866, s. 6.

Petition in, form of Act XXI of 1866, s. 7, sch. I.

court-fee on Act VII of 1870, s. 6, sch. II, No. 14.

Procedure of Act XXI of 1866, ss. 7—22.

Decree for dissolution. Nature of Act XXI of 1866, ss. 16—18.

Effect of Act XXI of 1866, ss. 19, 27.

Dismissal and revival of suit Act XXI of 1866, ss. 23—26.

Proceedings final Act XXI of 1866, s. 29.

Power of District Court to state case for High Court and procedure of High Court Act XXI of 1866, ss. 29—33.

Power of, to allow alimony Act XXI of 1866, s. 28.





**MATRIMONIAL AND DIVORCE COURT—cont.****4. Parsi.**

Chief, constitution of, and local jurisdiction of, at Presidency towns

District, constitution and local jurisdiction of . . . . .	Act XV of 1865, ss. 15, 16, 19.
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Rules of practice to be prescribed by High Court . . . . .	Act XV of 1865, s. 51.
No suit to enforce marriage or contract arising out of marriage, if husband or wife under certain age . . . . .	Act XV of 1865, s. 37.
Proceedings for and effect of decree of nullity of marriage, dissolution of marriage, divorce, judicial separation and restitution of conjugal rights; payment of costs by adulterer . . . . .	Act XV of 1865, ss. 27—37.
Orders regarding alimony . . . . .	Act XV of 1865, ss. 33—35.
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**MAULMAIN.**

Recorder of Rangoon to exercise insolvency jurisdiction in . . . . .	Act XVII of 1875, s. 66.
may be directed to hold court at . . . . .	Act XVII of 1875, ss. 45, 60.
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**MAURITIUS.**

Emigration to, legalized . . . . .	Act VII of 1871, s. 23.
Power to take emigrants for Seychelles to quarantine station of, in case of sickness . . . . .	Act VII of 1871, s. 55.
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**MAUZAWAR REGISTER (Be.). *See* LAND REGISTERS (Be.).****MAYOR'S COURT.**

At Madras, Jurisdiction of . . . . .	26 Geo. III, c. 57, s. 30.
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Selling, pawning, destroying or defacing, how punishable . . . . .	42 & 43 Vic., c. 33, s. 24.
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- MEDICAL ACT AMENDMENT ACT** . . . . . 31 & 32 Vic., c. 29.
- MEDICAL ADVISER.**  
Injunction to prevent publication of communications of patient to  
Act I of 1877, ss. 54 illus. (i), 55 illus. (c) & (f).
- MEDICAL ATTENDANCE.** *See* ILLNESS.
- MEDICAL OFFICER.**  
Examination of, as to lunacy of accused . . . . . Act X of 1872, s. 423.  
Act IV of 1877, s. 194.  
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- MEDICAL PRACTITIONERS.**  
Powers of legislature to enforce registration of . . . . . 31 & 32 Vic., c. 29.  
Application of municipal funds to training and employment of . . . . . Mad. Act III of 1871, s. 29.  
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Application of local funds to training and employment of . . . . . Mad. Act IV of 1871, s. 26.  
Exemption of spirits sold by, for medicinal purposes from ordinary excise rules  
Mad. Act III of 1864, s. 27.  
Bound to report to health officer occurrence of infectious disease in private house in Bombay  
Bomb. Act III of 1872, s. 245A.  
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- MEDICAL RETIRING FUNDS.**  
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- MEDICAL WITNESS.**  
Deposition of, attested by Magistrate receivable as evidence in any criminal trial . . . . .  
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Court may summon . . . . . Act X of 1872, s. 323.  
Act X of 1875, s. 71.  
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- MEDNIPUR.**  
Local custom of inheritance of land by one heir to be enforced by courts Ben. Reg. X of 1800.  
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Katak . . . . . Ben. Reg. XIII of 1805, s. 3.
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- MELAS.** *See* FAIRS.
- MEMBER.**  
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- MEMBER OF COUNCIL.**  
Appointment of, how made . . . . . 16 & 17 Vic., c. 95, s. 20.  
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Fourth ordinary, to be appointed by Crown . . . . . 21 & 22 Vic., c. 106, s. 29.  
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**MEMBER OF COUNCIL—cont.**

Temporary supply of vacancy in office of . . . . .	24 & 25 Vic., c. 67, s. 27. 3 & 4 Wm. IV, c. 85, s. 64.
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Provisional appointment to office of . . . . .	33 Geo. III, c. 52, s. 34. 3 & 4 Wm. IV, c. 85, s. 61. 24 & 25 Vic., c. 67, s. 5.
Not to accept presents . . . . .	13 Geo. III, c. 63, s. 23.
Supreme Court incompetent to try indictments against . . . . .	13 Geo. III, c. 63, s. 15.
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Departure of, for Europe to be a resignation . . . . .	33 Geo. III, c. 52, s. 37. 3 & 4 Wm. IV, c. 85, s. 79.
Resignation of, to be by deed . . . . .	33 Geo. III, c. 52, s. 37. 3 & 4 Wm. IV, c. 85, s. 79.
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**MEMORANDUM.**

Of appointment of new trustee for property of Religious Society . . . . .	Act I of 1880, s. 3.
Of evidence in summons cases . . . . .	Act X of 1872, s. 333.
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Of correction in evidence made by witness on deposition being read over . . . . .	Act X of 1872, s. 339.
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**MEMORANDUM OF AGREEMENT.**

Stamp duty payable on . . . . .	Act I of 1879, ss. 4, 5, sch. I. No. 5, sch. II, No. 2.
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**MEMORANDUM OF APPEAL.**

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**MEMORANDUM OF ASSOCIATION. *See* COMPANY, 2 (a).****MEMORY.**

Witness when allowed to use document to refresh . . . . .	Act I of 1872, ss. 159—161.
Police diary used for refreshing, subject to ordinary rules of evidence . . . . .	Act X of 1872, s. 126.

**MENIAL SERVANT.**

Legality of contract with, for emigration and service out of India . . . . .	Act VII of 1871, s. 22. Act V of 1877, s. 49.
out of Madras Presidency . . . . .	Mad. Act V of 1866, s. 2.
Attached to native army subject to jurisdiction of Military Courts of Requests . . . . .	Act XII of 1842, s. 2.

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**MERCANTILE USAGE.**

When to be given effect to, by civil courts . . . . . (O.) Act XVIII of 1876, s. 4.  
 (P.) Act IV of 1872, s. 7.

**MERCHANT.**

Criminal breach of trust by . . . . . Act XLV of 1860, s. 409.

See TRAVELLING MERCHANTS.

*See also* *Ships and Ship-owners. Act - see Act I of 1859.*

**MERCHANT SHIPPING.**

1. Ships and Ship-owners.
2. Masters and Seamen.
3. Passengers.
4. Cargo.
5. Prevention of Accidents.

6. Casualties and Wrecks.
7. Pilotage.
8. Special Rules of Evidence in Matters relating to.
9. Miscellaneous and Supplemental.

**1. Ships and Ship-owners.****(a) Nationality.**

Alien incapable of owning British ship . . . . . 33 & 34 Vic., c. 14, s. 14.

**(b) Liability of Ship-owners.**

Liability of owner, &c., for expenses incurred in sending shipwrecked passengers to their destination . . . . . Act II of 1860, s. 4.  
 in sending excess native passengers to their destination . . . . . Act VIII of 1876, s. 36.  
 in surveying, &c., native passenger ships . . . . . Act VIII of 1876, ss. 7, 14, 17, 29, 38.  
 or agent for expenses connected with removal from India of European :—  
 sailor becoming vagrant after discharge in British Indian port . . . . . Act IX of 1874, s. 31.

arriving in charge of animals . . . . . Act IX of 1874, s. 32.

Master treated as agent of ship-owner for purposes of service of summons . Act X of 1877, s. 76.

Penalties and sums payable by ship-owners leviable by distress of ship . Act I of 1859, s. 113.

Act XVI of 1871, s. 33.

Bom. Act II of 1864, s. 16.

Ben. Act V of 1862, s. 15.

Act VIII of 1876, ss. 29, 39.

port dues payable by ship-owners recoverable by distress on ship

Ben. Act V of 1870, s. 74.

Act XII of 1875, ss. 52, 54, 66, 68.

Act XV of 1879, s. 39.

Bom. Act VI of 1879, s. 66.

Coast light dues recoverable by distress on ship . . . . . Act IX of 1879, s. 10.

See MADRAS PIER.

**(c) Registration of Ships and Dealings with Registered Ships.**

What ships deemed British ships . . . . . Act X of 1841, s. 1.

Act for registering British ship, to extend to India . . . . . 3 & 4 Vic., c. 56, s. 6.

17 & 18 Vic., c. 104, s. 108.

Persons appointed to register British . . . . . 17 & 18 Vic., c. 104, s. 30.

Ships of Native States when entitled to privileges of British ships . . . . . Act X of 1841, s. 24.

Act XI of 1850, s. 2.

Coasting vessels, grant of passes to, and fees for grant . . . . . Act XI of 1850, ss. 3, 4.

Ports of registry . . . . . Act X of 1841, s. 2.

Marks required before registry . . . . . Act X of 1841, s. 12.

Certificate of registry. Rules regarding issue, &c. . Act X of 1841, ss. 1, 2, 10, 15, 16, 19—21.

Power of colonial governors to grant terminable and conditional

31 & 32 Vic., c. 129, ss. 1, 2.

Registrars out of United Kingdom. Appointment and powers of . . . . . 32 & 33 Vic., c. 11, s. 6.

Name of ship, rules as to . . . . . Act X of 1841, s. 17.

Shares in ships within Indian Trustee Act . . . . . Act XXVII s. of 1866, s. 2.

See COASTING VESSELS (Bo.).

**(d) Measurement of Ships.**

Powers of colonial governors to appoint surveyors for . . . . . 31 & 32 Vic., c. 129, s. 3.

Measurement of tonnage. Certificate of . . . . . Act X of 1841, s. 7.

Regulations as to . . . . . Act X of 1841, ss. 8—11.

For the purpose of ascertaining amount of port dues . . . . . Act XII of 1875, ss. 50, 51, 61.





**MERCHANT SHIPPING—cont.****1. Ships and Ship-owners—cont.****(d) Measurement of Ships—cont.**

- For the purpose of ascertaining amount of coast light dues . . . Act IX of 1879, s. 9.  
 Port dues leviable on registered tonnage . . . Act XII of 1875, s. 51 (a).  
 Coast light dues leviable on registered tonnage . . . Act IX of 1879, s. 9 (a).

**(e) Offences in relation to Ships.**

- Penalty for obtaining passage surreptitiously in ship . . . Act I of 1859, s. 98.  
 going on board of ship before her arrival . . . Act I of 1859, s. 77.  
 loosening vessel from moorings . . . Act XII of 1875, s. 21.

*See also* SHIP.

**(f) Miscellaneous.**

- Shipment of stores for voyage free of customs duty . . . Act VIII of 1878, s. 28.  
 Arms, ammunition and military stores forming part of ordinary equipment exempt from Indian  
 Arms Act . . . Act XI of 1878, s. 1 (a).  
 Shipowners prohibited from carrying letters . . . Act XIV of 1869, s. 6.  
 Shipowner's lien for freight, priority and preservation of, on goods landed by Port Commis-  
 sioners or Trustees . . . Ben. Act V of 1870, ss. 68, 70—73.  
 Bom. Act VI of 1879, ss. 61—65.  
 Act XV of 1879, ss. 30—33.

**2. Masters and Seamen.****(a). Certificates to Officers.**

- Master's certificate of service . . . 17 & 18 Vic., c. 104, s. 135.  
 Masters, mates and engineers, colonial certificates to . . . 32 & 33 Vic., c. 11, s. 8.  
 and mates, examination of, and certificates to . . . Act I of 1859, ss. 9—16.  
 of certain ships manned by Asiatics exempted from rules as to certificates  
 4 Geo. IV, c. 80, s. 25.  
 Act IV of 1875, s. 29.  
 Masters, mates and engineers. Suspension and cancellation of certificates of  
 Act IV of 1875, ss. 5—23.  
 Act XIII of 1878, s. 3.

*See also* INLAND STEAM-VESSELS.

- Engineers. Examination of, and certificates of competency and service to  
 (Bu.) Act XVI of 1871, ss. 16—25, 32. | Bom. Act IV of 1873, ss. 14—23.  
 (Bu.) Act XV of 1879, s. 43. | Ben. Act I of 1868, ss. 7—17.  
 Certificates granted in England available for (Bu.) Act XVI of 1871, s. 23.  
 Ben. Act I of 1868, s. 15.  
 Bom. Act IV of 1873, s. 2.

**(b) Engagement of Seamen and Apprentices.**

- Licenses to supply seamen . . . Act I of 1859, ss. 18—20.  
 Agreements with seamen. Form and contents of . . . Act IV of 1875, ss. 24—27.  
 Execution, publication and production of Act I of 1859, ss. 22—35.  
 Native seamen and lascars. Engagement of, in foreign ships . . . Act I of 1859, ss. 115—117.  
 Special provisions regarding engagements of  
 4 Geo. IV., c. 80, ss. 25—34. | Act IV of 1875, s. 26.  
 17 & 18 Vic., c. 104, s. 544. | Act XIII of 1876, ss. 5, 8.  
 17 & 18 Vic., c. 120, s. 16. |  
 Exemption of contracts for service of, from provisions of Emigra-  
 tion Act . . . Act VII of 1871, s. 22.  
 Mad. Act V of 1866, s. 2.  
 Act V of 1877, s. 49.  
 Apprentices to sea-service . . . Act XIX of 1850, ss. 5, 7, 10.

**(c) Rights and Privileges of Seamen during service.**

- Obligation of owner to seamen as to unseaworthiness . . . Act VII of 1880, s. 6.  
 Provisions and water . . . Act I of 1859, ss. 64—66, 68.  
 Medicines and medical attendance . . . Act I of 1859, ss. 67, 69.  
 Accommodation . . . Act I of 1859, s. 70.  
 Act XIII of 1876, s. 9.

MERCHANT SHIPPING—*cont.*2. Masters and Seamen—*cont.*(c) *Rights and Privileges of Seamen during service—cont.*

- Right to make complaint . . . . . Act I of 1859, s. 72.  
 Restrictions on recovery of debt from, during voyage . . . . . Act I of 1859, s. 74.  
 Antiscorbutics and medical inspections, power of Governors out of United Kingdom to provide for . . . . . 30 & 31 Vic., c. 124, ss. 6, 10 (5).  
 Imposition by lodging-house keepers on, and detention of effects of, seamen how punishable . . . . . Act I of 1859, ss. 75—78.  
 Foreign masters and seamen exempted from special provisions regarding reporting of arrival by foreigners . . . . . Act XII of 1864, s. 8.

(d) *Termination of Seamen's service.*

- Delivery of account and certificates on discharge . . . . . Act I of 1859, ss. 42, 43.  
 Discharge of seamen in India . . . . . Act I of 1859, ss. 41, 44, 46.  
     not shipped in British India, special rule regarding . . . . . Act XII of 1876, s. 4.  
 Distressed seamen. Evidence as to fact of persons being, and penalty on master for refusing to accept . . . . . Act XIII of 1876, s. 3.  
     . . . . . Act VII of 1880, ss. 60, 66.  
     Power to appoint persons to sue for expenses and wages of . . . . . Act XIII of 1878, ss. 1, 2.  
     . . . . . Act VII of 1880, s. 64.  
     Provisions for relief of, not coming under Merchant Shipping Act . . . . . Act VII of 1880, ss. 54—67.  
 Penalty on masters leaving native, in distress in England . . . . . 17 & 18 Vic., c. 120, s. 16.  
 Liability of ship-owner or agent for expenses of removal from India of discharged European sailor becoming vagrant . . . . . Act IX of 1874, s. 31.  
 Compensation on discharge before voyage . . . . . Act I of 1859, s. 35.  
*See LASCARS.*

(e) *Seamen's Wages.*

- Right to . . . . . Act I of 1859, ss. 35, 47—53.  
 Limit of advance of . . . . . Act I of 1859, ss. 36, 37.  
 Allotment of . . . . . Act I of 1859, ss. 38—40.  
 Settlement of . . . . . Act I of 1859, s. 46.  
 Time for payment of . . . . . Act I of 1859, ss. 41, 53.  
 Remedies for . . . . . Act I of 1859, ss. 44, 45, 55—58, 113.  
     . . . . . Act XIII of 1878, ss. 1, 2.  
 Forfeiture of, and deductions from . . . . . Act I of 1859, ss. 42, 49, 52, 65, 90, 96.  
 Attachment, sale, assignment of, or charge upon, invalid . . . . . Act I of 1859, s. 73.  
 Expressed in foreign coin, amount payable in India for . . . . . Act I of 1859, s. 54.  
     . . . . . Act XIII of 1876, s. 10.  
 Suit for, limitation of time for . . . . . Act XV of 1877, s. 4, sch. II, No. 101.  
     Vice-Admiralty Court to have jurisdiction in . . . . . 2 Wm. IV, c. 51, s. 6.

(f) *Property of deceased Seamen.*

- Regulations as to wages and effects of deceased seamen and distribution of their property . . . . . Act I of 1859, ss. 50, 59—63.  
*See WILL, 2.*

(g) *Discipline and Crimes and Offences.*

- Misconduct endangering ship or life or limb . . . . . Act I of 1859, s. 79.  
 Removal of master and appointment of new master . . . . . Act I of 1859, s. 80.  
     . . . . . Act IV of 1875, s. 23.  
 Desertion and breaches of duty to employers . . . . . Act I of 1859, s. 83—96.  
     of seamen not shipped in British India . . . . . Act XIII of 1876, s. 6.  
     power of master or mate to arrest or cause arrest of seamen for . . . . . Act X of 1872, s. 106.  
 Enticing to desert and harbouring deserters . . . . . Act I of 1859, s. 97.  
*See BOMBAY TOWN POLICE DISTRICT, 2; CALCUTTA POLICE DISTRICT, 2; HOWRAH STATION.*





**MERCHANT SHIPPING—cont.****2. Masters and Seamen—concl.****(g) Discipline and Crimes and Offences—cont.**

- Deserters from foreign ships, apprehension and detention of . . . 12 & 13 Vic., c. 25, s. 1.  
 15 & 16, Vic., c. 26, ss. 1—6.  
 Act XII of 1875, s. 74.
- Penalty on master, if a European deserter from the army be concealed on his ship  
 Act XI of 1856, s. 2.
- Power to regulate in Madras ports the description of knives to be carried by seaman on shore  
 Mad. Act II of 1872.
- Incompetency or misconduct of certificated officers . . . Act IV of 1875, ss. 3—23.  
 Act XIII of 1878, s. 3.
- Imprisoned seaman, special rules regarding release of, before termination of sentence and  
 return on board ship . . . Act I of 1859, s. 88.  
 Act XII of 1876, ss. 7, 8.
- Penalty on master of ship bringing European convicts to India . . . Act IX of 1874, s. 25.
- Jurisdiction in offences . . . Act I of 1859, s. 112.

**(h) Miscellaneous.**

- Shipping offices. Establishment, business and expenses of, and fees payable in  
 Act I of 1859, ss. 2—8.
- Master of ship bound to furnish certain information regarding passengers, and penalties for  
 refusing, or giving false, information . . . Act III of 1864, ss. 20—22.
- Masters prohibited from carrying letters . . . Act XIV of 1866, s. 6.
- Masters of ships other than mail ships, duties of with regard to receipt and delivery of letters  
 Act XIV of 1866, ss. 31—34.

**3. Passengers.****(a) In Passenger Steamers.**

- Periodical survey, and appointment, powers and duties of surveyors  
 Ben. Act V of 1862, ss. 1—3, 8. | Bom. Act II of 1864, ss. 1—3, 8.  
 Ben. Act I of 1868, ss. 2, 3. | Bom. Act IV of 1873, ss. 4—7, 12.  
 (Bu.) Act XVI of 1871, ss. 3—5, 9, 26.
- Certificate of survey of, grant, duration, publication of, and fees for  
 Ben. Act V of 1862, ss. 4, 10—12. | (Bu.) Act XVI of 1871, ss. 6, 10—12, 29—31.  
 Ben. Act I of 1868, ss. 4, 5. | Bom. Act II of 1864, ss. 4, 10—12.  
 Ben. Act III of 1871. | Bom. Act IV of 1873, ss. 11—13.
- Port clearance not to be granted nor pilot assigned to vessel without  
 (Bu.) Act XVI of 1871, ss. 7, 27, 28. | Bom. Act II of 1864, ss. 5, 6.  
 Ben. Act V of 1862, ss. 5, 6. | Bom. Act IV of 1873, s. 6.  
 Ben. Act I of 1868, ss. 1, 3.
- Power to cancel . . . (Bu.) Act XVI of 1871, s. 13.  
 Ben. Act V of 1862, s. 13.  
 Bom. Act II of 1864, s. 13.
- Second survey on refusal of, and penalty thereon  
 Ben. Act V of 1862, s. 14.  
 Bom. Act II of 1864, s. 14.  
 (Bu.) Act XVI of 1871, s. 14.
- not to be granted to vessel not having certificated engineer  
 (Bu.) Act XVI of 1871, ss. 20, 21.  
 Ben. Act I of 1868, ss. 11—13.
- Special survey of British steamer  
 Ben. Act V of 1862, s. 7. | Ben. Act I of 1868, s. 3.  
 Bom. Act II of 1864, s. 7. | (Bu.) Act XVI of 1871, s. 8.
- Delegation of powers of Chief Commissioner in respect of, to Rangoon Port Commissioners  
 (Bu.) Act XV of 1879, s. 43.  
 Bom. Act II of 1864, s. 15.
- Requirement as to boats and buoys for . . . Bom. Act II of 1864, s. 15.
- Offences relating to, punishment, trial and procedure for levy of fines for  
 (Bu.) Act XVI of 1871, ss. 26—33. | Ben. Act I of 1868, s. 3, 4.  
 Ben. Act V of 1862, ss. 3, 5, 6, 9, 11, 12, 15. | Bom. Act II of 1864, ss. 3, 5, 6, 9, 11, 12, 16.



**MERCHANT SHIPPING—cont.****3. Passengers—cont.****(b) Native Passengers.****(i) Passenger Vessels.**

Application of Act to what	Act VIII of 1876, ss. 2, 5.
To sail, and take on passengers, only from certain ports	Act VIII of 1876, ss. 6, 29.
Notice of day of sailing	Act VIII of 1876, s. 7.
Survey, entry and inspection of	Act VIII of 1876, ss. 8, 14, 30.
Certificates to be granted to master of	Act VIII of 1876, ss. 9—13, 15, 16, 33.
refused where cargo dangerous or dangerously stowed	
exhibition of copies of	Act VIII of 1876, s. 15.
Rules as to accommodation in	Act VIII of 1876, ss. 17, 31.
Supply of provisions, fuel, medicine and water in	Act VIII of 1876, ss. 19, 22, 49.
Equipment of	Act VIII of 1876, ss. 11 (c), 18, 20 (b), 46.
Long voyage, rules for	Act VIII of 1876, ss. 10, 14, 46.
Short voyage, rules for	Act VIII of 1876, ss. 5, 22—28, 48.
Port clearance for	Act VIII of 1876, ss. 5, 19—21, 48.
Sailing to or from port in Red Sea, bond to be given by master of	Act VIII of 1876, ss. 9, 26.
bound to touch at Aden	Act VIII of 1876, s. 26.
Information regarding to be sent to port of embarkation, and to be receivable in evidence	Act VIII of 1876, ss. 27, 28, 35.
	Act VIII of 1876, ss. 44, 45.

*See also (ii) and (c) (i) below.*

**(ii) Passengers.**

Definition of	Act VIII of 1876, s. 5.
Application of Act to Asiatic and African	Act VIII of 1876, s. 2 (c).
Number of, allowed	Act VIII of 1876, ss. 10, 19, 22, 44, 49.
penalty for excess	Act VIII of 1876, ss. 36, 37.
Scale of supply of provisions to	Act VIII of 1876, ss. 34, 46 (a).
Contracts by, for supply of their own provisions	Act VIII of 1876, s. 18.
Additional, at intermediate ports	Act VIII of 1876, ss. 20, 25.
Statement of, on long voyage	Act VIII of 1876, ss. 23, 32.
Report of deaths of, on voyage	Act VIII of 1876, ss. 21, 24, 32.
Bill of health of, when required	Act VIII of 1876, ss. 26, 27, 35.
when to be refused	Act VIII of 1876, ss. 28, 35.
Penalty for landing at place other than that contracted for	Act VIII of 1876, s. 38.
Shipwrecked, to be forwarded by Colonial Governor or Consuls in case of voyages from Calcutta, Madras, and Bombay to Mauritius, Jamaica, British Guiana, Trinidad, St. Lucia and Grenada, or from ports in British India to ports in the Red Sea or Persian Gulf under Native Passenger Ships Act	Act II of 1860, ss. 1—4.

**(iii) Miscellaneous.**

Legal proceedings to be instituted before what officers	Act VIII of 1876, s. 39.
in what place	Act VIII of 1876, s. 40.
by what officials	Act VIII of 1876, s. 41.
depositions when witnesses cannot be found, receivable in	
	Act VIII of 1876, s. 43.
Officers to carry out Act, appointment of	Act VIII of 1876, s. 47.
Fines, leviable by distress on ship	Act VIII of 1876, s. 39.
application of	Act VIII of 1876, s. 42.

**(c) Emigrants to Foreign Territory.****(i) Emigrant Vessels.**

Survey, inspection and licensing of	Act VII of 1871, ss. 40, 56 (5), 76, 79.
Bond to be executed by master of	Act VII of 1871, ss. 40, 79.
Rules as to accommodation in	Act VII of 1871, ss. 41, 77.
	Mad. Act V of 1866, s. 14.
Provisions, fuel and water for, according to probable length of voyage	
	Act VII of 1871, ss. 42, 56 (a), 77, 83, 84.





MERCHANT SHIPPING—*cont.*3. Passengers—*cont.*(c) *Emigrants to Foreign Territory—cont.*(i) *Emigrant Vessels—cont.*

Surgeon, medicines and stores to be carried by

Act VII of 1871, ss. 42 (2), 56 (3), (4), (6), 70, 77.

Certificates of clearance for . . . . . Act VII of 1871, ss. 44, 77.

Time of sailing for . . . . . Act VII of 1871, s. 46.

Leaving Calcutta, special rules regarding . . . . . Act VII of 1871, ss. 52, 53, 80.

Going to Seychelles, special proviso in case of sickness on board of . . . . . Act VII of 1871, s. 55.

To French colonies, to carry European surgeon and interpreter . . . . . Act VII of 1871, s. 70.

Penalties for offences by masters of . . . . . Act VII of 1871, ss. 76—80.

Mad. Act V of 1866, s. 14.

Power of customs officers to detain and search, for prevention of illegal embarkation

Act VII of 1871, s. 81.

Probable length of voyages for . . . . . Act VII of 1871, ss. 83, 84.

Steamers may start at any time of year . . . . . Act VII of 1871, s. 46.

probable length of voyage for, to be declared by Local Government

Act VII of 1871, s. 83.

Act and Rules not to apply to vessels in service of Admiralty or belonging to Her Majesty

Act VII of 1871, s. 86.

(ii) *Emigrants.*

Supply of extra clothing to, in case of voyage to place westward of Cape of Good Hope

Act VII of 1871, s. 43.

Refusing to embark, punishable under section 492, Indian Penal Code

Act VII of 1871, s. 45.

Lists of, to be made out . . . . . Act VII of 1871, ss. 49—51.

Not to be received on board without passes, or unless included in lists

Act VII of 1871, ss. 49, 78.

Mad. Act V of 1866, s. 14.

Provisions of Act to be explained to and copies of Act to be kept on board open to inspection by

Act VII of 1871, ss. 48, 54.

Proportion of women and children, allowed . . . . . Act VII of 1871, s. 56 (r) and proviso.

(d) *Emigrants to British Burma.*(i) *Emigrant Vessels.*

Survey and licensing of . . . . . Act III of 1876, ss. 36—38, 86 (f), (g).

Rules as to accommodation, supply of provisions and water, and medicines, and medical officers on

Act III of 1876, ss. 86 (i) to (l).

procedure on embarkation in . . . . . Act III of 1876, s. 86 (h).

—of, at port of debarkation . . . . . Act III of 1876, ss. 45—47.

*Passengers.*

Lists of, and certificates furnished to master . . . . . Act III of 1876, s. 39.

Refusal of, to embark . . . . . section 492, Indian Penal Code, Act III of 1876, s. 40.

(e) *Emigrants to Legal.**Emigrant Vessels.*

Licensing of, and fee therefor . . . . . Ben. Act VII of 1873, s. 62.

Despatch of, and fraudulent alteration of . . . . . Ben. Act VII of 1873, ss. 63, 64.

Rules as to provisions, medical and other stores, medical officers, cooks, &amp;c., for

Ben. Act VII of 1873, ss. 69, 70.

Powers of Magistrates to inspect, control and detain in course of voyage

Ben. Act VII of 1873, ss. 72—80, 89.

Penalty for and jurisdiction as to breach of rules regarding . . . . . Ben. Act VII of 1873, ss. 90, 91.

(ii) *Emigrants.*

List and passes of, and rules regarding number of . . . . . Ben. Act VII of 1873, ss. 61, 65—68.

Medical examination and disembarkation of . . . . . Ben. Act VII of 1873, ss. 71, 81—89.

**MERCHANT SHIPPING—cont.****3. Passengers—cont.***(e) Emigrants to Labour Districts, Bengal—cont.**(ii) Emigrants—cont.*

Power of Magistrates to detain, in case of sickness, overcrowding, &c.

Ben. Act VII of 1873, ss. 75—80, 89.

Penalty for desertion by . . . . . Ben. Act VII of 1873, s. 92.

*(f) Emigrants to Straits Settlements from Madras Presidency.**(i) Emigrant Vessels.*

Only vessels licensed under Native Passengers Act and with certificate from Protector to be used as . . . . . Act V of 1877, ss. 33, 42, 43.

Prosecutions of masters of, to be instituted by Protector . . . . . Act V of 1877, s. 46.

Power of customs officers to detain and search, for prevention of illegal embarkation, &c. . . . . Act V of 1877, s. 47.

*(ii) Emigrants.*

Not to be received on board without passes . . . . . Act V of 1877, ss. 34, 35, 43.

Lists of, to be made out by master . . . . . Act V of 1877, ss. 36, 43, 45.

Penalty for landing, at other than specified port . . . . . Act V of 1877, s. 44.

Prosecutions relating to, to be instituted by Protector of Emigrants . . . . . Act V of 1877, s. 46.

**4. Cargo.**

Bill of lading, rights of consignee and endorsee of . . . . . Act IX of 1856, ss. 1—3.

Rules regulating taking in or discharge of . . . . . Act XII of 1875, s. 7 (c).

Discharge and shipment of. *See* MADRAS ROADS; SEA CUSTOMS, 3 (b), (c).

*See* RESPONDENTIA BOND.

*See* below, 5 (b).

**5. Prevention of Accidents.***(a) In Ports.*

Power of Local Government to make rules and regulations for . . . . . Act XII of 1875, s. 7.

Powers of Port Officers to remove obstructions, raise wrecks, extinguish fires, &c.

Act XII of 1875, ss. 8—19.

Ben. Act III of 1872, ss. 3, 4.

Prohibition of, and penalties for certain acts likely to endanger safety of shipping

Act XII of 1875, ss. 20—42.

*See* also 4 above; PORTS.

*(b) Dangerous Cargo.*

Refusal of certificate to native passenger ship on account of dangerous, or dangerously stowed . . . . . Act VIII of 1876, s. 15.

Restrictions on stowage of grain, nuts, &c. . . . . Act VII of 1880, s. 32.

*See* GUNPOWDER; INFLAMMABLE OIL.

*(c) Unseaworthiness.*

Unseaworthy ship, defined . . . . . Act VII of 1880, s. 4.

taking or sending to sea, penalty for . . . . . Act VII of 1880, s. 5.

Unsafe ship, power of Local Government to detain and survey and procedure thereon

Act VII of 1880, ss. 7—10, 49.

appointment of detaining officers and their powers in respect of

Act VII of 1880, ss. 11, 12.

appeals and references in respect of, to court of survey

Act VII of 1880, ss. 9, 10, 13—24.

to scientific referee

Act VII of 1880, ss. 24—26.

costs and damages incidental to detention of, how paid

Act VII of 1880, ss. 27—31.

enforcement of detention of . . . . . Act VII of 1880, ss. 45—48.

delegation of powers for detention of, to Port Commissioners or Trustees

Act VII of 1880, s. 53.

security when demandable on complaint as to . . . . . Act VII of 1880, s. 30.

Ship surveyors, examination, qualification, fees, &c. of . . . . . Act VII of 1880, ss. 6, 69.

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**MERCHANT SHIPPING—cont.****5. Prevention of Accidents—cont.***(d) Marks and Equipments.*

Deck lines and load lines, marking of, and penalties for neglecting to mark

Act VII of 1880, ss. 33—43.

Fog signals lights, power to appoint inspectors for ascertainment of provision of

Act VII of 1880, s. 81.

enforcement of provision of

Act VII of 1880, ss. 82, 83.

*(e) Miscellaneous.*

Punishment for rash navigation of ship, exhibiting false lights or buoys, and conveying passengers in overloaded or dangerous ship

Act XLV of 1860, ss. 280—282.

**6. Casualties and Wrecks.***(a) Reports and Inquiries.*

Report of accident to, loss of, or damage of, ship whether British or Foreign

Act IV of 1875, s. 3.

Act XIII of 1878, s. 4.

Investigation of shipping casualty by special court appointed by Local Government

Act IV of 1875, s. 4, &amp;c.

Admiralty or Criminal Court

Act IV of 1875, s. 5, &amp;c.

Investigation of the cause of explosion on steam-vessels

(Bu.) Act XVI of 1871, s. 15.

Ben. Act I of 1868, s. 6.

Act XV of 1879, s. 43.

Ben. Act IV of 1873, ss. 8—10.

*See INLAND STEAM-VESSELS.**(b) Wreck.*

Defined

Act VII of 1880, s. 71.

Receivers of, appointment of

Act VII of 1880, s. 73.

notice of finding wreck to be given to

Act VII of 1880, ss. 74, 79.

powers of, as to sale and disposal of proceeds of wreck

Act VII of 1880, ss. 75, 78.

Powers of Port Officers and Port Commissioners for removal of

Act XII of 1875, s. 15.

Ben. Act III of 1872, ss. 3, 4.

Remuneration for custody of

Act VII of 1880, s. 75.

Ben. Act III of 1872, ss. 3, 4.

*(c) Salvage.*

Right to, and recovery of, in ports

Act VII of 1880, s. 75.

Right of seaman to

Act I of 1859, s. 48.

**7. Pilotage.**

When compulsory

Act XII of 1875, s. 38.

Fees chargeable for, with sanction of Governor General in Council

Act XII of 1875, s. 61.

Pilots, duty and powers of, to cause signal to be hoisted at signal station

Act XII of 1875, ss. 63—65.

*See PILOTS (Be.).***8. Special Rules of Evidence in matters relating to.**

Certified copies of extracts from book of ship registry receivable

Act X of 1841, s. 22.

Copy of release for wages attested by shipping master receivable

Act I of 1859, s. 46.

Statement given by shipping master to master of payment of wages of seamen, receivable as against owner

Act I of 1859, s. 46.

Copies of entries and certificates of desertion of seaman abroad admissible

Act I of 1859, s. 89.

Entries in official logs of ships to be received

Act I of 1859, s. 108.

Former depositions of witnesses when receivable in subsequent legal proceedings relating to shipping

Act I of 1859, s. 111.

Act IV of 1875, s. 16.

Act VIII of 1876, s. 43.

Certificate signed by Governor or Consul, of expenses incurred on behalf of shipwrecked passengers receivable

Act II of 1860, s. 4.

Report of Consul or Customs officer as to particulars relating to native passenger ships receivable

Act VIII of 1876, ss. 44, 45.



**MERCHANT SHIPPING—concl.****8. Special Rules of Evidence in matters relating to—cont.**

Certificate of Customs officer as to departure with port clearance or failure to bring to, of vessel, receivable as *prima facie* evidence . . . . . Act VIII of 1878, s. 185.

Certificate by Collector of Customs as to amount of port dues payable, receivable . . . . . Act XII of 1875, ss. 54, 55.

**9. Miscellaneous and Supplemental.**

Ship's documents, delivery of . . . . . Act I of 1859, s. 99.

Official logs, mode of keeping entries in and custody of . . . . . Act I of 1859, ss. 103—110.

Foreign ships not liable to general provisions regarding merchant shipping . . . . .

Notice how served on master of ship . . . . . Act I of 1859, s. 114.

Conflict of laws . . . . . 17 & 18 Vic., c. 104, s. 290.

Legal proceedings where to be taken . . . . . Act VII of 1880, s. 84.

*See* ANDAMAN AND NICOBAR ISLANDS; COAST LIGHT DUES; CONVOY; QUARANTINE;  
SEA CUSTOMS; SHIPS.

**MERCHANT SHIPPING ACT, 1854.**

Shares in ships registered under, come within Indian Trustee Act . . . . . Act XXVII of 1866, s. 2.

Section 213. Appointment of persons to sue under . . . . . Act XIII of 1878, s. 1.

Sections 211—213. Certificate by Secretary to Local Government as to seaman being distressed to be conclusive evidence in proceedings under . . . . . Act XIII of 1876, s. 3.

Sections 292—294 applied to passenger steamers plying to and from ports in Bombay . . . . . Bom. Act II of 1864, s. 15.

Provisions of Part III of, as applied to India, to be enforced throughout empire . . . . . 17 & 18 Vic., c. 104, ss. 288, 289.

**MESSE PROFITS.**

Definition of . . . . . Act X of 1877, s. 211.  
Act XII of 1879, s. 22.

*See also* INTEREST.

Questions regarding, when determinable in course of execution proceedings and when by separate suit . . . . . Act X of 1877, s. 244.

Suit for, by absent person whose estate has devolved . . . . . 18 & 19 Car. II, c. 11, s. 4.

may be joined with suit for immoveable property . . . . . Act X of 1877, s. 44, Rule (a).  
Ben. Act VIII of 1869, s. 51.

approximate amount of claim to be stated in plaint on . . . . . Act X of 1877, s. 50.

limitation of time for . . . . . Act XV of 1877, s. 4, sch. II, No. 109.

Power of Court to decree, from date of institution of suit for immoveable property to what date . . . . . Act X of 1877, s. 211.  
Act XII of 1879, s. 22.

to determine amount of, by decree or reserve enquiry as to . . . . . Act X of 1877, s. 212.  
Act XII of 1879, s. 22.

Decree for, enforceable by immediate attachment before determination of amount . . . . . Act X of 1877, s. 255.

*See* COURT FEE, 3; LOCAL INVESTIGATION.**MESS ACCOUNT.**

Preferential charge on military man's estate . . . . . 26 & 27 Vic., c. 57, s. 4.

**MESSAGES. See** ELECTRIC TELEGRAPH.**METAL. See** MINES.**METROPOLITAN.**

Bishop of Calcutta to be . . . . . 3 & 4 Wm. IV, c. 85, s. 94.

**MIDNAPORE. See** MEDNIPUR.**MILITARY BAZAARS (Bo.).**

Limits of, how fixed . . . . . Bom. Reg. XXII of 1827, s. 21.

Superintendent of, appointment of, and subordination of, to Commanding Officer . . . . . Bom. Reg. XXII of 1827, ss. 22, 23, 30, 32, 33.

to have charge of police establishment . . . . . Bom. Reg. XXII of 1827, s. 24.





**MILITARY BAZARS (Bo.)—cont.**

- Superintendent of, powers of, for procuring attendance and making examination of witnesses  
Bom. Reg. XXII of 1827, s. 25.
- jurisdiction of, in criminal cases  
Bom. Reg. XXII of 1827, ss. 3, 26, 27, 30, 31.  
Act IV of 1854.
- in civil cases . . . Bom. Reg. XXII of 1827, ss. 3, 7, 32.
- sentences and decrees of, when to be confirmed by Commanding Officer  
Bom. Reg. XXII of 1827, ss. 30, 32.  
Act IV of 1854.
- powers of, not affected by Indian Articles of War Act V of 1869, Part I (f).
- jurisdiction and procedure of, not affected :—  
by Code of Criminal Procedure . . . Act X of 1872, s. 541 (d).  
by Code of Civil Procedure . . . Act X of 1877, s. 6 (b).  
by Mufassal Courts of Small Causes, Act XI of 1865, s. 12.
- arrest, when to be reported to . . . Bom. Reg. XXII of 1827, s. 34 (3).
- Attachments and arrests for debt how executed in . . . Bom. Reg. XXII of 1827, s. 34.
- Repeal of provisions regarding, when within cantonments . . . Bom. Act III of 1867.
- See MILITARY CANTONMENTS; MILITARY COURTS OF REQUESTS.

**MILITARY CANTONMENTS.**

1. Constitution of and Taxation in.
2. Jurisdiction in.
3. Police in.
4. Arrests in.

5. Rules for regulation of.
6. Spirituous Liquor, Wine, or Intoxicating Drugs.
7. Miscellaneous.

**1. Constitution of and Taxation in.**

- Power to declare detachment stations to be . . . Mad. Act I of 1866, s. 25.
- Appointment of, as registration sub-district . . . Act III of 1877, s. 9.
- Not to be included within limits of municipality, except with consent of Government of India  
Mad. Act I of 1866, s. 11.
- Act XV of 1873, s. 5.
- Act VII of 1874, s. 4.
- Bom. Act V of 1876, s. 5.
- Power to divide for purposes of Chaukidārī Act . . . Act III of 1880, s. 13.
- Power to direct levy of Municipal tax in . . . Act III of 1880, ss. 21, 22.
- Power to prohibit or exempt classes of persons from taxation in . . . Act III of 1880, s. 24.
- Application of taxes levied in . . . Act III of 1880, ss. 23, 35.
- Power to impose, and application of proceeds of, tax on importation of grain, sugar, &c., into  
(Aj.) Reg. II of 1877, s. 39.

**2. Jurisdiction in.****(a) Of Cantonment Magistrate.**

Establishment of Court of Small Causes and appointment of Magistrates for. See CANTONMENT MAGISTRATE.

Establishment of Court of Small Causes in. Effect of, as to jurisdiction of military courts  
Act III of 1880, s. 8.  
Act XI of 1865, ss. 48, 49.

**(b) Of Cantonment Joint Magistrate.**

Civil jurisdiction of :—

- Nature of . . . Act III of 1859, s. 1.
- Effect of, on rules for trial of small suits in military bazārs (Bo.) Act III of 1859, s. 3.
- Suspension of military courts of request by . . . Act III of 1859, s. 2.
- Exclusive as to persons amenable to Articles of War . . . Act III of 1859, s. 4.
- Registered traders only allowed to sue in court of . . . Act III of 1859, s. 6.
- Procedure of, and power of, to award compensation to defendant, in civil suits  
Act III of 1859, ss. 7, 8.
- Not affected by Mufassal Courts of Small Causes . . . Act XI of 1865, s. 12.
- Suspension of, where Cantonment Magistrates are Judges of Small Cause Courts  
Mad. Act I of 1866, s. 9.  
Act III of 1880, s. 8.

Court fee on application to, in suits under Rs. 50 in value

Act VII of 1870, s. 6, sch. II, No. 1 (a).

**MILITARY CANTONMENTS—cont.**

**3. Police in.**

Administration of, vested in District Superintendent of Police subject to control of Commanding Officer . . . . . Mad. Act I of 1866, s. 12.  
Act III of 1880, s. 9.

Bom. Act III of 1867, s. 7.

Powers of officer in charge of, not affected by Indian Articles of War Act V of 1869, pt. I (f).  
Service by, of process issued by commanding officer . . . . . Act III of 1880, s. 11.

Mad. Act I of 1866, s. 16.

Bom. Act III of 1867, s. 8.

Power of, to arrest without warrant persons illegally possessing or selling intoxicating liquor . . . . . Act III of 1880, s. 17.

Mad. Act I of 1866, s. 33.

Bom. Act III of 1867, s. 24.

**4. Arrests in.**

Execution of criminal process of arrest in . . . . . Ben. Reg. XX of 1810, ss. 19, 20.

Warrant of arrest or other process issued in execution of decree, how executed in  
Act X of 1877, s. 469.

Act XII of 1879, s. 74.

Of military persons or persons attached to, or serving with the army, how conducted  
Mad. Act I of 1866, s. 15.

*See also 6 below.*

**5. Rules for regulation of.**

Making, and confirmation of, penalty for and jurisdiction over breach of  
Act III of 1880, ss. 25—30.  
Mad. Act I of 1866, ss. 17—24.

Bom. Act III of 1867, ss. 9—16.

To provide for occupation and registration of lands and houses, prevention of public nuisances and contagious diseases, and registration of births, deaths and marriages, &c.  
Act III of 1880, s. 27.

Mad. Act I of 1866, s. 19.

Bom. Act III of 1867, s. 11.

Power to make rules as to occupation of land the property of Government in  
Ben. Reg. XX of 1810, s. 26.

Breach of, triable by Commanding Officer only in default of Cantonment Magistrate  
Act III of 1880 s. 33.

Act V of 1869, pt. III.

Mad. Act I of 1866, s. 37.

As to contagious diseases. Power to extend beyond cantonment limits  
Act III of 1880, ss. 31, 32.

Mad. Act I of 1866, ss. 26, 27.

Bom. Act III of 1867, ss. 17, 18.

Judicial notice to be taken of . . . . . Mad. Act I of 1866, s. 28.

Bom. Act III of 1867, s. 19.

Effect of, in respect of prior regulations . . . . . Act III of 1880, ss. 33, 34.

Mad. Act I of 1866, ss. 29, 37.

Bom. Act III of 1867, ss. 20, 29.

Power to extend Police nuisance sections to . . . . . Act III of 1880, s. 10.

Mad. Act I of 1866, s. 13.

Act III of 1880, ss. 12, 13, 35.

Indemnity for acts done previously in . . . . . Mad. Act I of 1866, s. 38.

Land in. *See LAND (Bu.).*

*See also HACKNEY CARRIAGES; INOCULATION.*

**6. Spirituous Liquor, Wine, or Intoxicating Drugs.**

Licenses for manufacture or sale of spirituous or fermented liquors in, to be granted with consent of commanding officer . . . . . Act X of 1871, s. 81.

Ben. Act VII of 1878, s. 80.

Arrest or search in excise cases in, to be previously notified or subsequently reported to, commanding officer . . . . . Act X of 1871, s. 82.

Ben. Act VII of 1878, s. 81.





**MILITARY CANTONMENTS—concl.****6. Spirituous Liquor, Wine, or Intoxicating Drugs—cont.**

- Application of general excise law to . . . . . Act X of 1871, s. 82.  
 Ben. Act VII of 1878, s. 81.  
 Unlicensed sale of, to European or Eurasian soldiers and their wives, or to camp-followers  
 Act III of 1880, ss. 14, 15.  
 Mad. Act I of 1866, ss. 30, 31.  
 Bom. Act III of 1867, ss. 21, 22.  
 Unauthorized possession of, by camp-followers, pensioners or their wives  
 Act III of 1880, s. 16.  
 Mad. Act I of 1866, s. 32.  
 Bom. Act III of 1867, s. 23.  
 Arrest of persons illegally selling or possessing, and seizure and confiscation of, and rewards to  
 informers regarding . . . . . Act III of 1880, ss. 17—19.  
 Mad. Act I of 1866, ss. 33—35.  
 Bom. Act III of 1867, ss. 24—26.  
 Restrictions as to, not to apply to sale by medical practitioners, chemists, or druggists  
 Act III of 1880, s. 20.  
 Mad. Act I of 1866, s. 36.  
 Bom. Act III of 1867, s. 27.  
 Rules regarding sale, possession and conveyance of spirits in . . . . . Act XVIII of 1853.  
 Extension of rules to limits round . . . . . Act XVIII of 1853, s. 16.

**7. Miscellaneous.**

- Menial servants of officers in, triable by native court-martial for breach of rules  
 Ben. Reg. XX of 1810, s. 4.  
 Registered traders in, manner of registration, liabilities and privileges of  
 Ben. Reg. XX of 1810, ss. 7—12.  
 Unregistered traders in, not liable to dispossession of house, &c. Ben. Reg. XX of 1810, s. 26.  
 Application of rules regarding, in Bengal Regulation XX of 1810—  
 to Oudh . . . . . Act XVIII of 1876, s. 3, sch. II.  
 to Ajmer . . . . . Reg. III of 1877, s. 3, sch. II.  
 to Central Provinces . . . . . Act XX of 1875, s. 3, sch.

**MILITARY CLOTHING.**

- Expenses for, a preferential charge on estate of deceased soldier . . . . . 26 & 27 Vic., c. 57, s. 4.

**MILITARY COURTS OF REQUESTS.****1. European.**

- Constitution, jurisdiction and procedure of . . . . . 42 & 43 Vic., c. 33, ss. 141, 142.  
 Execution of judgments and decrees of . . . . . 42 & 43 Vic., c. 33, s. 143.  
 Jurisdiction of, ousted by Courts of Small Causes . . . . . 42 & 43 Vic., c. 33, s. 144.

**2. Native.**

- Constitution, jurisdiction, procedure, &c. . . . . Act XI of 1841, ss. 2—12.  
 Extension of jurisdiction to persons other than enlisted soldiers . . . . . Act XII of 1842, s. 2.  
 Execution of decree of, beyond jurisdiction . . . . . Act XXXIII of 1852, ss. 1—8.  
 Unregistered *bázár* man may not sue in . . . . . Act XII of 1842, s. 1.  
 Beyond frontier. Jurisdiction of, conferred . . . . . Act XI of 1841, s. 17,  
 may be suspended by Governor General in Council  
 Act XII of 1868, s. 1.  
 Jurisdiction of, suspended in cantonments where Joint Magistrates are invested with civil  
 jurisdiction . . . . . Act III of 1859, s. 2.  
 on establishment of Cantonment Small Cause Court  
 Bom. Act III of 1867, ss. 2, 31. | Act III of 1880, s. 8.  
 Mad. Act I of 1866, s. 9. | Act XI of 1865, s. 48.  
 not affected by Code of Civil Procedure . . . . . Act X of 1877, s. 6 (a).  
 not affected by *mufassal* Courts of Small Causes . . . . . Act XI of 1865, s. 12.  
 Exemption of plaint and petition for execution from Court-fee . . . . . Act VII of 1870, s. 19, vi.  
 Rules for trial of small suits in cantonments in Bombay not affected by appointment of  
 Act XI of 1841, s. 1.

*See* MILITARY CANTONMENTS, 2; MUTINY ACT.



**MILITARY DEBTS.**

Preferential charges on estate of deceased soldier . . . . . 26 & 27 Vic., c. 57, s. 4.

**MILITARY DECORATION. See MEDAL.****MILITARY EXPEDITION.**

Fitting out against friendly State. *See* FOREIGN ENLISTMENT.

**MILITARY FUNDS.**

Deduction of arrears of subscriptions to . . . . . 26 & 27 Vic., c. 57, s. 23.  
Transfer of assets, &c., of, to Secretary of State for India in Council . . . . . 29 Vic., c. 18.

**MILITARY LUNATICS. See LUNATICS, 6.****MILITARY MEN.**

To what extent liable to jurisdiction of ordinary courts for non-military offences  
42 & 43 Vic., c. 33, s. 41.  
Act V of 1869, Art 170.  
Redress of wrongs of, as against superior officers . . . . . 42 & 43 Vic., c. 33, ss. 42, 43, 172 (3).  
Act V of 1869, Art. 167.

*See* ARMY.

**MILITARY OFFENCES.**

Punishment and trial of. *See* COURT-MARTIAL, 1.

**MILITARY PRISONS.**

Establishment, maintenance, and regulation of . . . . . 42 & 43 Vic., c. 33, s. 129.  
Classification of prisoners in . . . . . 42 & 43 Vic., c. 33, s. 131.

**MILITARY PRISONERS.**

Irregular imprisonment of, how punishable . . . . . 42 & 43 Vic., c. 33, s. 21.  
Refusal to receive, unauthorized release of, and escape of, how punishable  
42 & 43 Vic., c. 33, s. 20.  
Act V of 1869, arts. 35, 36.

**MILITARY PROFESSION.**

Exempt from municipal tax on professions in Madras City. Mad. Act V of 1878, ss. 100, 103.

**MILITARY SECRETARY.**

May authorize Administrator General to secure and distribute the effects of soldiers in certain cases . . . . . Act II of 1874, ss. 21, 65.  
To decide questions as to preferential charges . . . . . 26 & 27 Vic., c. 57, s. 6.

**MILITARY SERVICE. See NATIVE PRINCES.****MILITARY STORES.**

Exemption of, from tolls . . . . . Mad. Act II of 1868, s. 15.  
Mad. Act III of 1871, s. 80. Mad. Act V of 1878, s. 178.  
Mad. Act IV of 1871, s. 65. Ben. Act V of 1861, s. 159.

*See* ARMS, &c.; ARMY; TOLLS.

**MILLS. See SMOKE.****MIND. See INFIRMITY.****MINERALS.**

Included in forest produce . . . . . Act VII of 1878, s. 2.  
*See* FOREST PRODUCE; MINES.

**MINES.**

Reservation of right of Government to  
Bom. Act V of 1870, s. 69. | (Bu.) Act II of 1876, s. 8 (b).  
(P.) Act XXXIII of 1871, s. 29. | (Aj.) Reg. II of 1877, s. 3 (a).  
*See also* GOLD WASHINGS.  
Lease of land for, at fair rent not void by sale for arrears . . . . . (N.) Act XIX of 1873, s. 167.  
(O.) Act XVII of 1876, s. 133.  
*See* LEASE; ROAD CESS (Be.), 1 (d); PUBLIC WORKS CESS (Be.).





**MINHAIDARS.** *See* **KANUNGOS.**

**MINISTER OF RELIGION.**

Not bound to solemnize marriage of native convert whose marriage has been dissolved on the ground of change of religion . . . . . Act XXI of 1866, s. 19.

*See also* **MARRIAGE**, 2 (a) (b).

**MINISTERIAL OFFICERS.**

In civil courts. *See* **CIVIL COURTS.**

In other courts and offices, appointment, duties, punishment and dismissal of

(O.) Act XVIII of 1876, s. 39 (b).

(C.) Act XX of 1875, ss. 8-10.

(Aj.) Reg. III of 1877, s. 40 (d).

*See* **CHIEF COURT; MALVERSATION; NATIVE OFFICERS (Be.); RECORDER OF RANGOON; SPECIAL COURT.**

**MINORS.**

1. Status.

2. Disabilities.

3. Custody and guardianship of.

4. Suits by and against.

1. Status.

National status of . . . . . 33 & 34 Vic., c. 14, s. 10.

Laws relating to, to be administered by civil courts

(O.) Act XVIII of 1876, s. 3.

(Tarai) Reg. IV of 1876, s. 5.

(P.) Act IV of 1872, s. 5.

(Aj.) Reg. III of 1877, s. 4.

(C.) Act XX of 1875, s. 5.

*See also* **DOMICIL.**

2. Disabilities.

Incompetent to contract . . . . . Act IX of 1872, s. 11.

Agent, appointment of, binding as between principal and third parties, Act IX of 1872, s. 184.

Partner. *See* **PARTNERSHIP**, 2.

Marriage of Christian. *See* **MARRIAGE**, 2 (a) (b).

consent of guardian to in case of persons not professing certain specified religions

Act III of 1872, ss. 2 (3), 10.

prohibited below certain age in case of parties not professing certain specified religions

Act III of 1872, s. 2 (2).

Settlement of property of, in anticipation of marriage with consent of father or High Court

Act X of 1865, s. 45.

Widow, or widower, consent not required to marriage of

Act XV of 1872, s. 3.

Guardian of, entitled to act in proceedings with reference to the acquisition of land for public purposes . . . . . Act X of 1870, s. 3.

Voting by, proprietor or shareholder of Presidency banks . . . . . Act XI of 1876, s. 58.

Legacy payable to, may be paid to Official Trustee . . . . . Act XVII of 1864, s. 32.

Challenge to juror on ground of being . . . . . Act X of 1875, s. 47 (a).

*See* **DISABILITY; NECESSARIES.**

*See also* 3 below.

3. Custody and guardianship of.

Claim regarding to be made to District Court by application, and procedure thereon

Act IX of 1861, s. 18.

Order regarding:—

appealable to High Court

Act IX of 1861, s. 5.

not liable to be set aside by regular suit . . . . .

Act IX of 1861, s. 6.

transferable to Munsiff or Subordinate Judge subject to appeal to district court

(Be. & N.) Act VI of 1871, ss. 27, 28.

(O.) Act XIII of 1879, ss. 25, 26.

*See* **MINORS (M.), &c.**, below.

*See also* **APPRENTICE; COURT OF WARDS; DISQUALIFIED PROPRIETORS; DISTRICT COURT, 3 (c); EUROPEAN BRITISH MINOR; GOVERNMENT SAVINGS BANK; GUARDIAN; HIGH COURT, 3 (b); LEASE, 2; LEGACY; MORTGAGOR AND MORTGAGEE, 5 (b); PROBATE AND ADMINISTRATION, 2; TRUSTEE, 2; UNDIVIDED HINDU FAMILY; WILL, 2.**

**MINORS—cont.****4. Suits by and against.**

- To be brought through next friend or guardian *ad litem* . . . Act X of 1877, ss. 440—444, 464.  
 Guardian *ad litem* to be appointed, on application for execution of decree against, personal representative . . . Act X of 1877, s. 460.  
 Suit for wages, piecework or work as a servant may be prosecuted by, in Presidency Courts of Small Causes . . . Act IX of 1850, s. 31.  
 Next friend of, or guardian *ad litem* for, who may be . . . Act X of 1877, ss. 445, 457 464.  
     removal, death, retirement and appointment of . . .  
     Act X of 1877, ss. 446—449, 456—459, 464.  
     Act XII of 1879, s. 73.  
 In matrimonial court to be brought by next friend, giving undertaking to be surety for costs . . .  
     Act IV of 1869, s. 49.  
     Act VII of 1870, s. 6, sch. II, No. 7.  
 Next friend of, when entitled to apply for direction to Administrator General to administer estates of Hindu, Muhammadan or Buddhist . . . Act II of 1874, s. 17.  
     not to receive money in suit before decree, or compromise suit, without leave of Court, &c. . . Act X of 1877, ss. 461, 462.  
 Election of, as to proceeding with suit or application pending on attainment of majority and procedure thereon . . . Act X of 1877, ss. 450—455.  
*See also* PLEADERS.

**MINORS (M.).**

- Having property, guardians of, appointment, powers and duties of . . .  
     Mad. Reg. V of 1804, ss. 20—22. | Mad. Reg. X of 1831, s. 3.  
     powers of District Court to superintend education by . . .  
     Act XXI of 1855, ss. 2—5. | Act XIV of 1858, ss. 1—4.  
 Property of, not liable to sale for arrears of revenue accruing after accession . . .  
     Mad. Reg. V of 1804, s. 14 (4). | Mad. Reg. X of 1831, s. 2 (1).

**MINORS (Bo.). Not European British Subjects.**

- Care of person and property of, vested in District Court subject to appeal to High Court . . .  
     Act XX of 1864, ss. 1, 30—34.  
     claim regarding referable to Assistant Judge for investigation and report . . . Act XIV of 1869, s. 16.  
 Collector may be directed to take charge of estate of, consisting of land, Act XX of 1864, ss. 11, 15.  
     retain charge of shares of disqualified proprietors on majority of one or more co-sharers . . . Act XX of 1864, ss. 14, 15.  
 Guardian of. Appointment, removal and powers of . . . Act XX of 1864, ss. 6, 7, 10, 21, 23.  
     Duties of, as to education and marriage of ward . . . Act XX of 1864, ss. 25—29.  
 Powers of District Court for providing for education of . . . Act XX of 1864, ss. 25—28.  
 No person to institute or defend suit on behalf of, without certificate . . . Act XX of 1864, s. 2.  
 Certificate of administration to property of:—  
     Application for, grant and revocation of . . . Act XX of 1864, ss. 4—13, 21, 23.  
     to be made by person entitled, relative, friend or Collector . . .  
     Act XX of 1864, ss. 2, 3.  
 Grantee of, security when to be given by, and accounts when and how furnished by . . .  
     Act XX of 1864, ss. 12, 16, 17, 19, 20, 22.  
     powers of, for management of estate . . . Act XX of 1864, s. 18.  
     remuneration of . . . Act XX of 1864, s. 24.

**MINORS (Be., N., P., O., Bu.). Not under Court of Wards not European British Subjects.**

- Care of person and property of, vested in District Court, subject to appeal to High Court . . .  
     Act XL of 1858, ss. 2, 26—28.  
     Act XIX of 1873, s. 258.  
     claim regarding transferable to Subordinate Judge or Munsif . . .  
     Act VI of 1871, s. 27.  
 Rules regarding authority of civil court in relation to, applied to British Burma . . .  
     Act XVII of 1875, s. 95.  
 Power of District Court to direct Collector or Court of Wards:—  
     to take charge of estate of, consisting wholly or in part of land . . .  
     Act XL of 1858, s. 12.  
     Ben. Act IX of 1879, ss. 2, 10.





**MINORS (Be., N., P., O., Bu.).** *Not under Court of Wards & not European British Subjects—cont.*  
 Power of District Court to direct Collector or Court of Wards:—

to retain charge of persons and shares of disqualified proprietors, on cessation of  
 disqualification of one or more proprietors of estate under Court of Wards

Act XL of 1858, ss. 14, 15.  
 Ben. Act IX of 1879, ss. 2, 11.

Certificate of Administration to property of:—

Application for, to District Court by person entitled, relative, friend or Collector

Act XL of 1858, ss. 3, 4.

grant and revocation of, and effect of

Act XL of 1858, ss. 5—13, 21, 23.

Grantee of, accounts to be furnished by . . . Act XL of 1858, ss. 16—20, 22.

powers of, for management of estate . . . Act XL of 1858, s. 18.

remuneration of . . . Act XL of 1858, s. 24.

resignation of trust by . . . Act XL of 1858, s. 23.

Guardian of. Appointment, removal and powers of . . . Act XL of 1858, ss. 7, 8, 11, 21, 23.

Duties of, as to education of ward . . . Act XL of 1858, s. 25.

No person to institute or defend suit on behalf of, without certificate . . . Act XL of 1858, s. 3.

Power of Collector to make provision for custody of, in anticipation of custody being assumed  
 by Court of Wards . . . Ben. Act IX of 1879, ss. 29, 30.

Education, custody and guardianship of, when in charge of Deputy Commissioner

(P.) Act XXVI of 1854.

(P.) Act XL of 1858, s. 25.

Estates of, exempt from sale for arrears of land revenue . . . Ben. Act IX of 1879, ss. 24—26.

Act XI of 1859, s. 17.

**MINT.**

Establishment and management of . . . Act XXIII of 1870, ss. 3, 24—27, 28 (8) (9) (10).

*See also* COIN.

Causing coin issued from, to be of different weight or composition from that fixed by law

Act XLV of 1860, s. 244.

Conveying tools out of . . . Act XLV of 1860, s. 245.

Master of, to endorse Government securities for sale by Head Commissioner of Paper Currency

Act III of 1871, s. 19.

**MIRZAPUR.**

Specified tracts in, removed from jurisdiction of ordinary tribunals . . . Act XIX of 1864, s. 1.

administration of, how conducted . . . Act XIX of 1864, s. 2.

Commissioner to decide questions as to boundaries of, Act XIX of 1864, s. 3.

constituted scheduled district . . . Act XIV of 1874, s. 1, sch. 1.

North-Western Provinces Rent Act extendible to

Act XVIII of 1873, s. 1, sch. II.

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Act XVIII of 1873, s. 1, sch. I.

*See* STONE QUARRIES.

**MISCARRIAGE.** *See* WOMAN.

**MISCELLANEOUS PROCEEDINGS.**

Of revenue officers, how conducted . . . Ben. Act V of 1879, s. 107.

*See* CIVIL PROCEDURE.

**MISCHIEF.**

Definition of . . . Act XLV of 1860, s. 425.

Punishment for . . . Act XLV of 1860, ss. 426—440.

Simple, triable summarily . . . Act X of 1872, ss. 222 (8), 225.

By defacing property-mark . . . Act XLV of 1860, s. 489.

In regard to will, authority to adopt, or other valuable security . . . Act XLV of 1860, s. 477.

By destroying marriage register book or certificate . . . Act XV of 1872, s. 75.

In respect of property of registered society by member . . . Act XXI of 1860, s. 11.

By injury to telegraph . . . Act I of 1876, s. 15.

*See* TELEGRAPH.

By soldier, when punishable as military offence . . . 42 & 43 Vic., c. 33, s. 5 (2), 17.

Act V of 1860, arts. 22, 42, 55.



**MISCHIEF—cont.**

By causing cattle to trespass on land, special provision for recovery of penalty on conviction for  
Act I of 1871, s. 25.

Damaging Madras pier, or cutting adrift therefrom boat, &c., punishable as  
Mad. Act V of 1863, ss. 6, 7.

To canal and drainage works. *See* CANAL, 1; DRAINAGE WORK.

To ferry caused by rash navigation. *See* FERRIES (N., &c.), (Bu.).

To trees. *See* HAZARA DISTRICT.

Breaking open closed receptacle in order to commit . . . Act XLV of 1860, ss. 461, 462.

To public property, power of police to prevent . . . Act X of 1872, s. 98.

*See* ANIMAL; BOMBAY GAS COMPANY; BOUNDARY MARKS; BRIDGE; BUOY; CANAL, 1, 2;  
EMBANKMENTS (Be.); EXPLOSIVE SUBSTANCE; FIRE; LANDMARK; LIGHTHOUSE;  
ORIENTAL GAS COMPANY; PATEL (Bo.); POLICE; PRISON; PUBLIC ROAD; SHIP;  
WATER, 1.

**MISCONDUCT.**

Of arbitrators ground for setting aside award . . . Act X of 1877, ss. 521, 524, 526.  
Act XIX of 1873, s. 229.

Of public servants, enquiries into . . . Act XXXVII of 1850.

*See also* CIVIL COURTS (M.), (Be.); MALVERSATION; NATIVE OFFICERS (Be.).

Of insolvent. *See* INSOLVENT DEBTOR, 1 (d), 2.

*See* LAMBARDAE.

**MISDEMEANOUR.**

Procedure in Queen's Bench against British subjects guilty of . . . 24 Geo. III, c. 25, ss. 64—81.

Receiving gift to be deemed . . . 33 Geo. III, c. 52, s. 62.

Neglect to obey Court of Directors to be deemed . . . 33 Geo. III, c. 52, s. 65.

Corrupt bargain for giving up or obtaining any employment to be . . . 33 Geo. III, c. 52, s. 66.

Lending money to Native Princes without consent of Governor General to be  
37 Geo. III, c. 142, ss. 28, 29.

*See* DISOBEDIENCE; GRATUITIES.

**MISJOINDER. *See* JOINDER; PLEA.****MISREPRESENTATION.**

Definition of . . . Act IX of 1872, s. 18.

Renders agreement caused thereby voidable . . . Act IX of 1872, ss. 14, 19.  
but not if other party had means of discovering the truth  
with ordinary diligence . . . Act IX of 1872, s. 19 except.

Contract of guarantee void for, made by or with knowledge of creditor  
Act IX of 1872, s. 142.

Effect of, as barring specific enforcement of contract . . . Act I of 1877, ss. 26 (c), 28 (b).

Principal when liable for Agent's . . . Act IX of 1872, s. 238.

**MISTAKE.**

Payment or delivery by, obligation arising out of . . . Act IX of 1872, ss. 70, 72.  
As to subject of agreement, causing, when amounts to misrepresentation

Act IX of 1872, s. 18 (3).

Of fact, by both parties, renders agreement void . . . Act IX of 1872, s. 20.

by one party does not render contract voidable . . . Act IX of 1872, s. 22.

by both parties, rectification of instrument in consequence of . . . Act I of 1877, s. 31.

effect of, as barring specific enforcement of contract

Act I of 1877, ss. 26 (a) (b), 28 (c).

as justifying act done by person believing himself bound or justified by law

to do such act . . . Act XLV of 1860, ss. 76, 79.

As to value of subject-matter of agreement does not render agreement void

Act IX of 1872, s. 20 expln.

As to law in force in British India does not render agreement void . . . Act IX of 1872, s. 21.

As to law not in force in British India renders agreement voidable . . . Act IX of 1872, s. 21.

Of law, no defence, on criminal prosecution . . . Act XLV of 1860, ss. 76, 79.

Relief on ground of, limitation of time for suit for . . . Act XV of 1877, s. 4, sch. II, No. 96.

Contract when rescindable for . . . Act I of 1877, s. 36.

Instruments unduly stamped by, procedure with regard to . . . Act I of 1879, s. 38.





**MORDED.** *See* MARRIAGE, 2 (c).

**MOFUSSIL.** *See* MUFASSAL.

**MORTUAFAS.** *See* CESSSES (Bo.).

**MOLASSES.** *See* TARI.

**MONASTERY.** *See* DISTRICT CESSSES (Bu.); LAND (Bu.).

## **MONEY.**

Lent. *See* LOAN.

Paid. *See* PAYMENT.

Had and received, limitation of time for suit for . . . Act XV of 1877, s. 4, sch. II, No 62.

Decree for, power to direct immediate execution of . . . Act X of 1877, s. 256.

mode of execution of . . . Act X of 1877, s. 254.

how attached in execution of other decrees . . . Act X of 1877, s. 273.

*See* CROSS DECREES; MESNE PROFITS; TRANSFEREE.

Payable under decree, modes of discharging . . . Act IX of 1850, s. 56.

Act X of 1877, s. 257.

Agreements to give time for discharge of, or securing payment in excess of,  
void unless made with sanction of court . . . Act X of 1877, s. 257A.

Act XII of 1879, s. 35.

Discharge of, out of court, to be certified by decree-holder—

on application of judgment-debtor . . . Act X of 1877, s. 258.

Act XII of 1879, s. 36.

within what time . . . Act XV of 1877, sch. II, No. 161.

Act XII of 1879, s. 108.

**MONEY-CHANGER.** *See* CALCUTTA POLICE DISTRICT, 2; CALCUTTA SUBURBAN POLICE DISTRICT, 2;  
HOWRAH STATION; MADRAS TOWN POLICE DISTRICT, 2.

## **MONITION.**

Issued in prize-cause . . . 27 & 28 Vic., c. 25, s. 18.

To captors to proceed to adjudication . . . 27 & 28 Vic., c. 25, s. 32.

## **MORTGAGE.**

Power of Secretary of State in Council to raise money by . . . 21 & 22 Vic., c. 106, s. 40.

Of security-fund . . . 21 & 22 Vic., c. 106, s. 71.

Of rates and taxes. *See* TRANSFER BY ENDORSEMENT.

## **MORTGAGOR AND MORTGAGEE.**

1. Rights and liabilities of mortgagee.

2. Suits between.

3. Instruments relating to mortgage contract.

4. Miscellaneous.

5. English Law.

### **1. Rights and liabilities of mortgagee.**

#### **(a) Generally.**

Not bound, as witness, to produce mortgage deed . . . Act I of 1872, ss. 130, 131.

Acknowledgment by one, not to affect limitation of time for suing the rest

Act XV of 1877, s. 21.

Advancing money on mortgage by manager of an encumbered estate not bound to see to appli-  
cation thereof . . . Act VI of 1876, s. 18.

Act XXIV of 1870, s. 19.

Act XIV of 1877, s. 25.

Not entitled to share in proceeds of sale of property sold subject to mortgage

Act X of 1877, s. 295.

Act XII of 1879, s. 46.

Right of to prevent forfeiture of mortgagor's holding by payment of land revenue

Bom. Act V of 1879, s. 80.

Mad. Act II of 1864, ss. 35, 37.

Mad. Act VI of 1867, ss. 17, 19.

*See also* MORTGAGOR AND MORTGAGEE (Bo.), (Be., &c.).

### 1. Rights and liabilities of mortgagee—*cont.*

Receipt of produce by, how affects period of limitation . . . . .	Act XV of 1877, s. 20.
After satisfaction of mortgage, not reckoned trustee . . . . .	Act XV of 1877, s. 3.
Settlement to be made with . . . . .	Ben. Reg. XII of 1805, s. 4 (8). (N.) Act XIX of 1873, s. 43. (O.) Act XVII of 1876, s. 26.
Liable for land revenue, rate, &c. . . . .	Act II of 1876, s. 37.
<i>See</i> LAND REVENUE (N.), 2.	
Responsible for nomination of patwáris . . . . .	(O.) Act XVII of 1876, s. 204.
Possession of land by, held to be possession by mortgagor . . . . .	(Bu.) Act II of 1876, s. 3 (a).
<i>See also</i> 5 (b) below.	

Forms of plaints in . . . . .	Act X of 1877, sch. IV, Nos. 109, 110.
Limitation of time for suit by mortgagor for recovery of mortgage property— against mortgagee . . . . .	Act XV of 1877, s. 4, sch. II, No. 148.
against assignee of mortgagee for value . . . . .	Act XV of 1877, s. 4, sch. II, No. 134.
to recover surplus collections by mortgagee . . . . .	Act XV of 1877, s. 4, sch. II, No. 105.
mortgagee for possession of mortgaged property . . . . .	Act XV of 1877, s. 4, sch. II, Nos. 135, 146.
for foreclosure or sale . . . . .	Act XV of 1877, s. 4, sch. II, No. 147.
Valuation of suit for foreclosure . . . . .	Act VII of 1870, s. 7, ix.
to render sale absolute . . . . .	Act VII of 1870, s. 7, ix.
for redemption . . . . .	Act VII of 1870, s. 7, ix.
Right of mortgagee to join suit for enforcement of remedies under the mortgage with suit for recovery of mortgaged property . . . . .	Act X of 1877, s. 44, Rule (a).
Redemption suits barred in case of mortgage executed before certain date . . . . .	(O.) Act XIII of 1879, s. 37.
Foreclosure of. See PRE-EMPTION. RIGHT OF.	

Stamp duty on mortgage deed, amount of	Act I of 1879, ss. 4, 5, sch. I, Nos. 14, 15, 29, 44, 55.
when exempted	Act I of 1879, ss. 4, 5, sch. II, Nos. 12, 14 (b).
by whom payable	Act I of 1879, s. 29 (a).
where several instruments used in single transaction	Act I of 1879, s. 6.
transfer of interest secured by mortgage	Act I of 1879, ss. 4, 5, sch. I, No. 60 (b).
reconveyance of mortgaged property, amount of	Act I of 1879, ss. 4, 5, sch. I, No. 53.
by whom payable	Act I of 1879, s. 29 (a).
instrument of further charge, amount of	Act I of 1879, ss. 4, 5, sch. I, No. 30.
by whom payable	Act I of 1879, s. 29 (a).

Redemption of mortgage, right of purchaser of property sold as unencumbered to have purchase money applied in . . . . . Act 1 of 1877, s. 18.  
By Dekkhan Agriculturists. *See* DEKKHAN AGRICULTURISTS, 1.  
Registration of. *See* MUTATION OF NAMES.  
*See* ALIENATION; BOUNDARY MARKS; EXECUTOR; INCUMBRANCE; INCUMBRANCES;  
INSOLVENT DEBTOR, 1 (c); INTEREST; LIEN; REDEMPTION, RIGHT OF; SPECIFIC  
PERFORMANCE, 1.





**MORTGAGOR AND MORTGAGEE—cont.****5. English Law.****(a) Mortgage how chargeable.**

Charged on estate of testator or intestate to be payable primarily out of estate charged in exoneration of personality . . . . . Act XXIII of 1855, s. 1.

**(b) Rights and liabilities of Mortgagee.**

Power of, to sell, call for title-deeds and conveyance, insure or appoint receiver, on default of payment, or after notice, implied in every mortgage . . . . . Act XXVIII of 1866, ss. 6—19.

Purchaser from, exercising power of sale, not bound to enquire into application of purchase-money or circumstances of sale . . . . . Act XXVIII of 1866 ss. 7, 8.

Of trust property not bound to see to right application of mortgage-money . . . . . Act XXVIII of 1866, s. 31.

Transfer by High Court of immoveable property, stock, Government security or rights vested solely or jointly in, who is minor or lunatic . . . . . Act XXVII of 1866, ss. 4, 6, 8, 9.

Power of High Court to convey in place of, who has died without entering into possession, and whose heir is unknown, out of jurisdiction, or refuses to act . . . . . Act XXVII of 1866, s. 19.

See CLANDESTINE MORTGAGES; TRUSTEE, 2; WILL.

**MORTGAGOR AND MORTGAGEE (Bo.).**

Mortgagor not personally liable in absence of express agreement . . . . . Bom. Reg. V of 1827, s. 15 (1).

Profits of mortgaged property to be taken in lieu of interest in absence of express agreement . . . . . Bom. Reg. V of 1827, s. 15 (2).

Right of either party to sue for defrayal of debt from mortgaged property . . . . . Bom. Reg. V of 1827, s. 15 (3).

**MORTGAGOR AND MORTGAGEE (Be., N., O., P., C., Aj.).****By way of conditional sale.**

Right of redemption preserved by tender or deposit in District Court, of amount due at any time before foreclosure . . . . . Ben. Reg. I of 1798, ss. 2, 4.

Mortgagee in possession, to account for proceeds of estate . . . . . Ben. Reg. XVII of 1806, s. 7.

Rate of interest allowed where none stipulated . . . . . Ben. Reg. I of 1798, s. 3.

Terms of contract between parties to be enforced . . . . . Ben. Reg. I of 1798, s. 2.

Foreclosure of mortgage obtained only by application to District Court, and on expiry of one year from notification thereof to mortgagor . . . . . Ben. Reg. XVII of 1806, s. 3.

Extension of above provisions in part or whole to Central Provinces . . . . . Ben. Reg. I of 1798, s. 5.

Foreclosure of mortgage obtained only by application to District Court, and on expiry of one year from notification thereof to mortgagor . . . . . Ben. Reg. XVII of 1806, s. 8.

Extension of above provisions in part or whole to Central Provinces . . . . . Act XX of 1875, s. 3, sch.

Extension of above provisions in part or whole to Central Provinces . . . . . Act XVIII of 1876, s. 3, sch. II.

Extension of above provisions in part or whole to Central Provinces . . . . . Act IV of 1872, s. 3, sch. I.

Extension of above provisions in part or whole to Central Provinces . . . . . Reg. III of 1877, s. 3, sch. 2.

**MOSQUES.**

Lands held for support of. See INAMS.

See RELIGIOUS ENDOWMENT.

**MOSS. See FOREST PRODUCE.****MOTHER.**

Consent of, to marriage of minor when requisite . . . . . Act XV of 1872, ss. 19, 44, 60.

See EUROPEAN BRITISH MINOR; MAINTENANCE.

**MOTIVE.**

Facts which show, when admissible in evidence . . . . . Act I of 1872, s. 8.

**MOVEABLE PROPERTY.**

General definition of . . . . . Act I of 1868, s. 2 (6).

Special definition of, for purposes of registration . . . . . Act III of 1877, s. 3.

Stock and shares of Presidency Banks are . . . . . Act XI of 1876, s. 19.

Breach of contract to transfer, generally relievable by compensation in money . . . . . Act I of 1877, s. 12 expln.



**MOVEABLE PROPERTY—cont.**

Specific, by whom, from whom, and in what cases, recoverable . . . . . Act I of 1877, ss. 10, 11.  
 recovery or compensation for detention of, limitation of time for suit for . . . . . Act XV of 1877, s. 4, sch. II, Nos. 48, 49.

- Decree for delivery of, to state alternative damages . . . . . Act X of 1877, s. 208.
- Suit for, valuation of . . . . . Act VII of 1870, s. 7, iii, iv (a).
- by principal against agent, limitation of time for . . . . . Act XV of 1877, s. 4, sch. II, No. 89.

Sale of. *See* SALE OF GOODS.

Attachment of, how effected, when in possession of judgment-debtor . . . . . Act X of 1877, s. 269.  
 out of possession of judgment-debtor . . . . . Act X of 1877, s. 268.  
 deposited in Court or with Government officer . . . . . Act X of 1877, s. 272.

in case of absconding witness in criminal case . . . . . Act X of 1872, s. 353.  
 Act X of 1875, s. 82.

Distress and sale of, in execution of sentence of fine . . . . . Act IV of 1877, s. 137.  
 Act X of 1872, s. 307.  
 Act X of 1875, s. 105.  
 Act IV of 1877, s. 185.

Attachment and sale of, for arrears of land revenue. *See* LAND REVENUE (M.), &c., 2.

*See* ATTACHMENT OF PROPERTY; DWELLING-HOUSE.

*See also* DEPOSITARY; INTERLOCUTORY ORDER; PAWNOR AND PAWNEE; PERSONAL PROPERTY; SPECIFIC MOVEABLE; STOLEN PROPERTY; SUCCESSION.

**MOVEABLE PROPERTY (M.).**

Of tenant, liable to summary distress by landholder for arrears of rent . . . . . Mad. Act VIII of 1865, s. 14.  
 procedure and powers of person distraining . . . . . Mad. Act VIII of 1865, ss. 15-30.  
 sale of, for arrears of rent how conducted . . . . . Mad. Act VIII of 1865, ss. 16-18, 33-36.

**MUCHALKAS.**

Landholders and farmers of revenue how far bound to take, from tenants . . . . . Mad. Act VIII of 1865, ss. 3-10, 13, 86.  
 To be signed and registered by Kharanis . . . . . Mad. Act VIII of 1865, s. 6.  
 Judgment for delivery of, how enforced . . . . . Mad. Act VIII of 1865, s. 72.

**MUFASSAL.** *See* COURT OF SMALL CAUSES, 3; JUSTICE OF THE PEACE; PROCESS.

**MUGGS.** *See* FOREIGN EMIGRANTS.

**MUHAMMADAN.**

Marriage and divorce. *See* REGISTRATION OF BIRTHS, MARRIAGES, &c. (Be.), 2.  
*See* DECLARATORY DECREE; DOWER; EXECUTOR; FATHERS OF FAMILIES; SUCCESSION;  
 TALUQDARS AND GRANTEES (O.).

**MUHAMMADAN LAW.**

Right to alter criminal . . . . . 13 Geo. III, c. 63, s. 7.  
 Rule of decision in civil courts in what questions . . . . .  
     (M.) Act III of 1873, s. 16. | (Bu.) Act XVII of 1875, ss. 4, 5.  
     (Be. & N.) Act VI of 1871, s. 24. | (Ar.) Reg. VIII of 1874, s. 4.  
     (P.) Act IV of 1872, s. 5. | (Aj.) Reg. III of 1877, s. 4.  
     (O.) Act XVIII of 1876, s. 3 (b). | (C.) Act XX of 1875, s. 5.  
     (Tarai) Reg. IV of 1876, s. 5.

Administered by Supreme Court in suits between Muhammadans . . . . . 21 Geo. III, c. 70, s. 17.  
 Enforced in civil courts in Bombay in absence of specific legislation . . . . . Bom. Reg. IV of 1827, s. 26.

Followed in cases of succession to land in Bengal . . . . . Ben. Reg. XI of 1793.  
 in Benares . . . . . Ben. Reg. XLIV of 1795.

*See* CUSTOM; DOWER.

**MUKADDAM (Be.).**

Settlement when made with in Katak . . . . . Ben. Reg. XII of 1805, s. 4 (9) (10).





**MUKARRARIDARS (Be.).**

Having, at decennial settlement, held at fixed rent—

for more than 12 years not liable to enhancement either by Government or proprietors . . . . . Ben. Reg. VIII of 1793, s. 49.

for less than 12 years protected from enhancement contrary to agreement, as against proprietors but not against Government

Ben. Reg. VIII of 1793, ss. 49, 50.

**MUKARRARI TENURE (Be.).**

Held at fixed rent from permanent settlement not avoided by sale of estate for arrears of revenue . . . . . Act XI of 1859, s. 37.

Ben. Act VII of 1868, ss. 12—14.

Registration of. *See* REGISTRATION OF TENURES, &c. (Be.).

Power of settlement officers to determine claims to and make settlement on behalf of holders of, in mahals under settlement . . . . . Ben. Reg. VII of 1822, s. 17.

Rules for determining validity of grants of revenue-free lands, applied to grants of

Ben. Reg. II of 1819, s. 4.

*See* REVENUE-FREE LANDS (Be.).

Report of transfer of or succession to, to be made to Collector, and effect of failure to report

Ben. Reg. III of 1828, s. 11 (2).

**MUKHTARS.**

Power of High Court to make rules declaring functions of . . . Act XVIII of 1879, s. 11.

Chartered High Court to make rules regarding, on appellate side

Act XVIII of 1879, s. 16.

Certificated, when recognized as agents in civil suits . . . . . Act X of 1877, s. 37 (b).

not to be admitted in civil courts of Tarai district

Reg. IV of 1876, s. 4, sch. paras. 4 (d), 14 (b).

entitled to plead in criminal courts . . . . . Act XVIII of 1879, s. 9.

Right of accused to be defended by, subject to court's permission . . . Act X of 1872, s. 186.

Act XI of 1874, s. 13.

Act X of 1875, s. 31.

Employment of and allowance of fees for, in rent suits in revenue courts

Ben. Act VI of 1862, s. 14. | (N.) Act XVIII of 1873, s. 143.

(C., Be.) Act X of 1859, s. 71. | Ben. Act I of 1879, s. 80.

Exemption of, from arrest while attending court. *See* ARREST, I.

*See* LEGAL PRACTITIONER; PLEADERS AND MUKHTARS (Be., &c.); PRINCIPAL AND AGENT.

**MUKHTARNAMA.**

Court-fee on, when presented for conduct of one case to—

High Court or chief controlling revenue authority

Act VII of 1870, s. 6, sch. II, No. 10 (c).

Commissioner of revenue, circuit, customs or division

Act VII of 1870, s. 6, sch. II, No. 10 (b).

any other civil, criminal or revenue court

Act VII of 1870, s. 6, sch. II, No. 10 (a).

**MULE.** *See* CATTLE; CATTLE DISEASE; GLANDERS AND FARCY; POUNDS.

**MUNICIPALITIES.**

1. Municipal Officer.

2. Municipal Fund.

3. Municipal Tax.

4. Municipal Nuisance.

5. Supplemental.

**1. Municipal Officer.**

Court-fee on application to, relating to conservancy or improvement

Act VII of 1870, s. 6, sch. II, No. 1 (a).

Complaint by. *See* COMPLAINT.

*See* PROXY.

**2. Municipal Fund.**

Payment out of, of costs of acquiring land taken up for municipality . . . Act X of 1870, s. 56.

*See* EUNUCHS.

Issue of, and transfer of, by endorsement . . . . . Mad. Act V of 1878, ss. 208, 209.

Ben. Act IV of 1876, ss. 334, 335.

Borrowing powers of. *See* LOCAL PUBLIC WORKS LOANS.

**MUNICIPALITIES—cont.****3. Municipal Tax.**

- Appeal against, exempted from court-fee . . . . . Act VII of 1870, s. 19, xxi.  
 Power to extend to any Cantonment . . . . . Act III of 1880, ss. 21—23.

**4. Municipal Nuisances.**

*See* MUNICIPALITIES (M.), &c., 4; NUISANCES.

**5. Supplemental.**

- Proof of proceedings of . . . . . Act I of 1872, s. 78 (5).  
 Weights and measures to be used by. *See* WEIGHTS AND MEASURES.  
*See* CONTAGIOUS DISEASES; FERRIES; PRESIDENCY MUNICIPALITY; SERAIN.  
*See also* MUNICIPALITIES (M.), &c.

**MUNICIPALITIES (M.).**

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|--|---------------------------------------|
| 1. Constitution and Government.                      | 4. Conservancy and Sanitation.        |
| 2. Municipal Property, Fund, Contracts and Accounts. | 5. Registration of Births and Deaths. |
| 3. Rates, Taxes, Tolls, Fees.                        | 6. Supplemental.                      |

**1. Constitution and Government.****(a) Commissioners.**

- Appointment, removal and election of . . . . . Mad. Act III of 1871, ss. 7—10.  
 Suits by and against . . . . . Mad. Act III of 1871, ss. 4, 12.  
 Proceedings of. Persons pecuniarily interested not to take part in . . . . . Mad. Act III of 1871, s. 21.

Rules for transacting . . . . . Mad. Act III of 1871, ss. 22—26.

Liability of, for contracts. *See* 2 (c) below.

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Powers of as to levy of rates and taxes. *See* 3 below.

Power to transfer charge of charitable endowments to . . . . . Mad. Act III of 1871, s. 16.

Powers of, as to conservancy and sanitation. *See* 4 below.

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Duty of, as to trade license tax. *See* TRADE LICENSES.

**(b) President and Vice-President.**

- Appointment and powers of . . . . . Mad. Act III of 1871, ss. 10, 22—24, 27, 37, 48.  
 President. Suits to be brought in name of . . . . . Mad. Act III of 1871, s. 12.  
 Appointment of subordinate officers by . . . . . Mad. Act III of 1871, s. 28.  
 Powers of, for levy of license tax within municipal limits . . . . . Mad. Act III of 1878, s. 25.

**2. Municipal Property, Fund, Contracts and Accounts.****(a) Property.**

- Public streets, hospitals, dispensaries, schools, choultries, markets, tanks and wells vested in corporation . . . . . Mad. Act III of 1871, ss. 13, 15.  
 Power of corporation to acquire streets and purchase, sell or lease lands . . . . . Mad. Act III of 1871, ss. 14, 18.  
 Compulsory acquisition of land for municipal purposes . . . . . Mad. Act III of 1871, ss. 19, 109.

**(b) Fund.**

- Revenue and application of . . . . . Mad. Act III of 1871, ss. 17, 29—31, 55, 76, 98, 122, 143, 160.  
 Custody of and mode of drawing money from . . . . . Mad. Act III of 1871, ss. 36, 37.  
 Payment of compensation out of . . . . . Mad. Act III of 1871, s. 162.  
 Contribution from, to support of town police . . . . . Mad. Act VII of 1878, ss. 4—6.  
     to expenses of other municipalities or to local fund circles. . . . . Mad. Act III of 1871, s. 30.  
     to, from local funds . . . . . Mad. Act IV of 1871, s. 27.  
 Application of, to payment of license tax leviable in respect of persons dwelling in municipality . . . . . Mad. Act III of 1878, s. 25.  
 Deposit of, in savings bank or investment of in Government securities . . . . . Mad. Act III of 1871, s. 36.





**MUNICIPALITIES (M.)—cont.****2. Municipal Property, Fund, Contracts and Accounts—cont.****(c) Contracts.**

- Execution and sealing of . . . . . Mad. Act III of 1871, s. 11.  
 Liability of Commissioners, &c., on . . . . . Mad. Act III of 1871, s. 20.

**(d) Accounts.**

- Annual estimate of expenditure and report of proceedings . Mad. Act III of 1871, ss. 32—34.  
 Audit of . . . . . Mad. Act III of 1871, s. 34.

**3. Rates, Taxes, Tolls, Fees.**

- Rates on houses, lands and buildings, power to fix, exemptions from, amount, assessment and levy of, by distress and sale . . . . . Mad. Act III of 1871, ss. 38—56.  
**Taxes on arts, professions, trades and callings:—**  
     Power to levy, amount and assessment of, and recovery of by prosecution before a magistrate . . . . . Mad. Act III of 1871, ss. 38, 57—62.  
     Not affected by Madras License Act . . . . . Mad. Act III of 1878, s. 2.  
 Tax on carriages, and animals, power to levy, amount and assessment of, and recovery of by prosecution before a magistrate . . . . . Mad. Act III of 1871, ss. 38, 63—72.  
 Fees for registration of carts and vehicles without springs, power to levy, amount and recovery of . . . . . Mad. Act III of 1871, ss. 38, 73—76.  
 Tolls on bridges and roads, power to levy, rates of, exemptions from, collection, enforcement of payment of, and penalties for illegal exaction of . Mad. Act III of 1871, ss. 38, 77—84.  
 Registers or lists of persons assessed to, and inspection thereof . . . . . Mad. Act III of 1871, ss. 43, 61, 71, 75.  
 Assessment of, appeals as to . . . . . Mad. Act III of 1871, ss. 47, 61, 85, 86.  
     not impeachable by reason of mistake or otherwise than by appeal . . . . . Mad. Act III of 1871, ss. 85, 87.  
 Suit for, in lieu of summary process for recovery . . . . . Mad. Act III of 1871, s. 161.  
*See also 6 below.*

**4. Conservancy and Sanitation.**

- Buildings, control of, erection of, and prohibition of use of inflammable materials for . . . . . Mad. Act III of 1871, ss. 142, 148.  
     power to remove or cleanse for sanitary reasons . Mad. Act III of 1871, ss. 143, 151.  
     numbers to be fixed on . . . . . Mad. Act III of 1871, s. 147.  
     in dangerous state, repair and removal of . . . . . Mad. Act III of 1871, ss. 119—122.  
 Burial and burning-grounds, license for, closing and provision of . . . . . Mad. Act III of 1871, ss. 133—135, 152, 153.  
 Cart-stands, licensing and provision of . . . . . Mad. Act III of 1871, ss. 136, 137, 152, 153.  
 Markets and slaughter-houses, licensing and control of . . . . . Mad. Act III of 1871, ss. 123, 126, 152, 153.  
     and shops, inspection of food, drink, &c., and weights and measures in . . . . . Mad. Act III of 1871, ss. 127, 128.  
 Night-soil, filth and rubbish, removal and disposal of . . . . . Mad. Act III of 1871, ss. 96—104.  
 Noxious vegetation, powers for removal of . . . . . Mad. Act III of 1871, s. 150.  
 Offensive and dangerous trades, licensing and removal of . . . . . Mad. Act III of 1871, ss. 129—132, 152, 153.  
 Public necessities and privies, provision, licensing and control of . . . . . Mad. Act III of 1871, ss. 105—107, 110—113, 152, 153.  
 Sewers and drains, construction, inspection and control of . . . . . Mad. Act III of 1871, ss. 108—113.  
 Streams, tanks and wells, control and cleansing of, and penalty for fouling . . . . . Mad. Act III of 1871, ss. 114—119.  
**Streets.** Powers as to removal of obstructions in . . . . . Mad. Act III of 1871, ss. 138—140.  
     Laying out of new . . . . . Mad. Act III of 1871, s. 141.  
     Publication of names of . . . . . Mad. Act III of 1871, s. 147.  
     Setting back or forward of buildings to improve line of . . . . . Mad. Act III of 1871, ss. 144, 145.  
     Control of hedges and trees on border of . . . . . Mad. Act III of 1871, s. 149.  
*See also 6 below.*



**MUNICIPALITIES (M.)—concl.****5. Registration of Births and Deaths.**

- Registrar, appointment, residence and duties of . . . . . Mad. Act III of 1871, ss. 88—91.  
 Registers of births and deaths, keeping and preparation of . . . . . Mad. Act III of 1871, ss. 88, 90.  
     to be signed by person giving information . . . . . Mad. Act III of 1871, s. 95.  
 Persons bound to give information of births and deaths . . . . . Mad. Act III of 1871, ss. 92—94.

**6. Supplemental.**

- Publication of notifications by Government . . . . . Mad. Act III of 1871, s. 156.  
 Limits of Towns how defined . . . . . Mad. Act III of 1871, s. 5.  
 Act, only to take effect in towns to which extended . . . . . Mad. Act III of 1871, s. 6.  
 Determination of damage and compensation, trial of offences and recovery of penalties, &c. . . . . Mad. Act III of 1871, ss. 145, 157—159, 164, 170.  
 Service of notices by Commissioners . . . . . Mad. Act III of 1871, s. 160.  
 Bye-laws, making, publication and force of, and penalty for breach of . . . . . Mad. Act III of 1871, ss. 78, 163—167.  
 Notice, limitation and tender of amends in suit against Commissioners . . . . . Mad. Act III of 1871, s. 168.  
 Police, powers and duties of, in relation to municipal offences . . . . . Mad. Act III of 1871, ss. 154, 155.  
 Institution of, and limitation of time for, prosecutions . . . . . Mad. Act III of 1871, s. 169.  
 Appointment of inspectors of operations of municipalities . . . . . Mad. Act III of 1871, s. 31.  
 Local Funds Act not applicable to municipalities . . . . . Mad. Act IV of 1871, s. 3.

**MUNICIPALITIES (Bo.).**

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|---|---|
| 1. Constitution and Government.                       | 4. General Conservancy and Sanitation.                      |
| 2. Municipal Property, Fund, Contracts, and Accounts. | 5. Registration of Births, Marriage and Deaths, and Census. |
| 3. Taxes, Tools, &c.                                  | 6. Supplemental.  |

**1. Constitution and Government.****(a) Commissioners.**

- Incorporation of, use of seal by, and power of, to hold property, and contract . . . . . Bom. Act VI of 1873, s. 5.  
 Appointment, removal and election, and general powers of, in City and Town municipalities . . . . . Bom. Act VI of 1873, ss. 6—10.  
 Meetings and general rules for transacting business of, and minutes of proceedings of . . . . . Bom. Act VI of 1873, ss. 11, 12, 14, 92, 93.  
 Liability of, for contracts. *See* 2 (c) below.  
 Power of, for making rules and bye-laws. *See* 6 below.  
 Deemed public servants . . . . . Bom. Act VI of 1873, s. 15.  
 General powers of, for entry and inspection . . . . . Bom. Act VI of 1873, ss. 59, 68, 80.  
 Powers of Government to compel performance of duties of . . . . . Bom. Act VI of 1873, s. 91.

**(b) Executive and Subordinate Officers.**

- President. Collector to be . . . . . Bom. Act VI of 1873, ss. 7, 9.  
     Powers of, in city municipalities . . . . . Bom. Act VI of 1873, s. 8 (2) (3) (4).  
     in town municipalities . . . . . Bom. Act VI of 1873, s. 10.  
 Vice-President and Chairman in town municipalities. Appointment and powers of . . . . . Bom. Act VI of 1873, ss. 9, 10.  
 Executive and subordinate officers and servants.  
     Appointment, remuneration, and general powers of . . . . . Bom. Act VI of 1873, s. 14 (2) (a) (b) (d).  
     Deemed public servants . . . . . Bom. Act VI of 1873, s. 15.  
     Appeals when and to whom allowed from orders of . . . . . Bom. Act VI of 1873, ss. 10, 96.

*See also* 2 (c) below.

**2. Municipal Property, Fund, Contracts, and Accounts.****(a) Property.**

- Public streets, sewers, drains, tanks, wells, streams, buildings, bridges, &c., vested in municipality . . . . . Bom. Act VI of 1873, ss. 17—20.





**MUNICIPALITIES (Bo.)—cont.****2. Municipal Property, Fund, Contracts, and Accounts—cont.**

Sale, purchase, lease and acquisition for public purpose of land, &amp;c.

Bom. Act VI of 1873, ss. 24 (2), 25.

**(b) Fund.**

Constitution and revenue of . . . . . Bom. Act VI of 1873, s. 18.

Application of, for public health, safety, convenience and instruction

Bom. Act VI of 1873, ss. 23, 24 (1).

for contributions to expenditure of other municipalities or of local funds

Bom. Act VI of 1873, s. 23.

Custody and investment of . . . . . Bom. Act VI of 1873, s. 26.

Compensation payable out of . . . . . Bom. Act VI of 1873, s. 83.

Power to assign portion of local fund to . . . . . Bom. Act III of 1869, s. 9.

Fees for poison-sale licenses to be credited to . . . . . Bom. Act VIII of 1866, s. 10.

Cost of additional police to be paid from . . . . . Bom. Act VII of 1867, s. 16.

**(c) Contracts.**

Power to make, execution of, and liability on . . . Bom. Act VI of 1873, ss. 5, 13, 14 (2) (c).

Disqualification of, and penalty on, Commissioner, officer or servant interested in

Bom. Act VI of 1873, s. 13 (3).

**(d) Accounts.**

Accounts and budgets when and how prepared and published

Bom. Act VI of 1873, ss. 88, 94.

audit of . . . . . Bom. Act VI of 1873, s. 89.

transmission of, to Government . . . Bom. Act VI of 1873, s. 90.

**3. Taxes, Tolls, &c.**

Power of municipality to make rules regarding . . . Bom. Act VI of 1873, s. 14 (2) (e).

Imposition of, objections to, and sanction of . . . Bom. Act VI of 1873, s. 21.

Fees chargeable for licenses . . . . . Bom. Act VI of 1873, s. 22.

Cess chargeable for halalkhor service . . . . . Bom. Act VI of 1873, s. 57.

Duty on non-agriculturists not leviable in . . . Bom. Act II of 1871, s. 4.

**4. General Conservancy and Sanitation.**

Conservancy provisions applicable to town municipalities only when specially extended

Bom. Act VI of 1873, s. 27.

Buildings, huts and sheds :—

Regulations as to construction and materials, and to prevent overcrowding of

Bom. Act VI of 1873, ss. 30—35, 41, 42, 49.

Power to affix brackets for telegraph wires and lamps to

Bom. Act VI of 1873, s. 44.

Ruinous, dangerous or filthy, removal, repair and disposal of

Bom. Act VI of 1873, ss. 46, 58, 59.

Drains, latrines and privies :—

Power to compel construction and maintenance of, and regulation and inspection of . . . Bom. Act VI of 1873, ss. 36—40, 44.

Power to assume cleansing of . . . . . Bom. Act VI of 1873, s. 57.

Furnaces. Compulsory consumption of smoke by . . . Bom. Act VI of 1873, s. 65.

Infectious diseases. Power to make special provisions to prevent spread, &amp;c., of

Bom. Act VI of 1873, s. 73.

Nuisances. Penalties for . . . . . Bom. Act VI of 1873, s. 74.

Offensive and dangerous trades. Powers for regulation and removal of

Bom. Act VI of 1873, ss. 69, 70.

Rubbish and night-soil. Collection, removal and disposal of, and offences connected therewith

Bom. Act VI of 1873, ss. 53—56, 63.

Slaughter-houses and markets. Licensing, closing, opening, letting, regulation, and inspection of

Bom. Act VI of 1873, ss. 66—71.

Streets. Vesting, construction, improvement, &amp;c., of . . . Bom. Act VI of 1873, ss. 17, 28.

Private, laying out of new

Bom. Act VI of 1873, s. 29.

Regulation and removal of obstructions and projections, and fencing of dangerous places in . . . Bom. Act VI of 1873, ss. 30, 41, 42, 47—52, 64.

Regulation of fences and hedges near

Bom. Act VI of 1873, s. 43.

Naming of, and numbering of houses in . . .

Bom. Act VI of 1873, s. 45.

**MUNICIPALITIES (Ho.) *cont.*****4. General Conservancy and Sanitation—*cont.***

- Unwholesome food and drink. Powers for search, seizure and destruction of  
 Bom. Act VI of 1873, s. 68.
- Vaccination and inoculation. *See* KARACHI.
- Water, power to set apart bathing-places . . . . . Bom. Act VI of 1873, s. 60.  
 fouling and corrupting . . . . . Bom. Act VI of 1873, s. 61.  
 stagnant, filling up and cleansing places containing . . . Bom. Act VI of 1873, s. 62.

**5. Registration of Births, Marriage and Deaths, and Census.**

- Power to make bye-laws regarding . . . . . Bom. Act VI of 1873, s. 72.
- Registrar at Karachi. *See* VACCINATION.

**6. Supplemental.**

- Powers of Government to create, abolish, unite towns for, and declare class of municipalities  
 Bom. Act VI of 1873, ss. 4, 6, 16, 19, 20.  
 Bom. Act I of 1879, ss. 5, 6.
- Rules and bye-laws, preparation, confirmation, repeal and publication of  
 Bom. Act VI of 1873, ss. 14, 70, 72, 95.
- Notices, form and service of . . . . . Bom. Act VI of 1873, ss. 75, 76.
- Owners and occupiers, respective liabilities of, as to works ordered to be executed  
 Bom. Act VI of 1873, ss. 77—79.
- Damages, costs and expenses, determination, payment and recovery of  
 Bom. Act VI of 1873, ss. 81, 83, 85.
- Power of Police to arrest for, and give information of, nuisances, &c.  
 Bom. Act VI of 1873, s. 87.
- Prosecutions, institution of, jurisdiction over, limitation of time for, and award of damages on  
 Bom. Act VI of 1873, ss. 82—85.
- Limitation of time, notice of suit, and tender of amends in action against corporation or officers  
 Bom. Act VI of 1873, ss. 86, 97.
- Inspection of municipalities by, and delegation of powers of Government to, Police Com-  
 missioners . . . . . Bom. Act VI of 1873, ss. 98, 99.
- Date of introduction of Act into Sindh . . . . . Bom. Act I of 1879.

**MUNICIPALITIES (Be.).**

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|--|--|
| 1. Constitution and Government.                          | 4. General Conservancy and Sanitation. |
| 2. Corporate Property, Funds, Contracts and<br>Accounts. | 5. Registration of Births and Deaths.  |
| 3. Rates, Taxes, Fees and Tolls.                         | 6. Supplemental.                       |

**1. Constitution and Government.****(a) *Commissioners.***

- Continuation of previous . . . . . Ben. Act V of 1876, ss. 4, 7.
- Number, appointment, election, qualification, resignation, retirement and removal of  
 Ben. Act V of 1876, ss. 15—28, 57.
- Ex-officio*, definition and declaration of . . . . . Ben. Act V of 1876, s. 17.
- Incorporation of, and suits by and against . . . . . Ben. Act V of 1876, s. 31.
- Rules for transaction of business of, and minutes of proceedings of  
 Ben. Act V of 1876, ss. 40—45, 58, 313 (a).
- Powers of, for entry and inspection for purposes of assessment or prevention of evasion of  
 tax or detection of nuisance . . . . . Ben. Act V of 1876, ss. 91, 131, 200, 274, 277.
- Protection of, in removing nuisances . . . . . Ben. Act V of 1876, ss. 220, 252.
- Power to compel performance of duties by . . . . . Ben. Act V of 1876, ss. 268—270, 318.
- Restrictions on actions against . . . . . Ben. Act V of 1876, s. 374.

**(b) *Executive officers.***

- Chairman. Appointment and general powers of . . . . . Ben. Act V of 1876, ss. 29, 46, 47, 48.  
 Commissioners to sue and be sued, in name of  
 Ben. Act V of 1876, s. 31.
- Delegation of powers of, to any Magistrate . . . . . Ben. Act V of 1876, s. 29.
- Vice-Chairman. Election, remuneration, removal and general powers of  
 Ben. Act V of 1876, ss. 18, 30, 47.
- Contracts to be executed by . . . . . Ben. Act V of 1876, s. 39.





**MUNICIPALITIES (Bo.)—cont.****1. Constitution and Government cont.***(c) Subordinate officers and servants.*

- Appointment, remuneration and removal of . . . . . Ben. Act V of 1876, s. 48.  
 . . . . . Ben. Act VI of 1878, ss. 1, 12, 13.  
 Power to take security from . . . . . Ben. Act V of 1876, s. 49.  
 Prohibited from purchasing at sales for recovery of taxes . . . Ben. Act V of 1876, s. 116.  
 Municipal Police. *See* POLICE (Bk., &c.).  
 Mehtars, &c., bound to give one month's notice, on resignation . Ben. Act V of 1876, s. 105.  
 Penalty on, for taking unauthorized fees . . . . . Ben. Act V of 1876, s. 377.

*(d) Ward Committees.*

- Appointment, removal, rules for election of Chairman and Vice-Chairman of . . . Ben. Act V of 1876, ss. 50—52, 55.  
 . . . . . Ben. Act V of 1876, ss. 53, 56—58.  
 Powers, rights and liabilities of . . . . . Ben. Act V of 1876, ss. 54, 58.  
 Rules for transaction of business by . . . . . Ben. Act V of 1876, ss. 54, 58.

**2. Corporate Property, Funds, Contracts, and Accounts.***(a) Property.*

- Seal, prescription and use of . . . . . Ben. Act V of 1876, ss. 31, 39.  
 Public roads, bridges, embankments, and tanks, wharves, wells, drains, &c., vested in and to be maintained by Commissioners . . . Ben. Act V of 1876, ss. 32, 33, 61, 206—208.  
 Hospitals, schools, rest-houses, ghâts, and markets may be vested in, and to be maintained by Commissioners . . . . . Ben. Act V of 1876, ss. 34, 35, 61.  
 Power to purchase, lease, and sell land . . . . . Ben. Act V of 1876, s. 36.  
 Compulsory acquisition of land for municipal purposes . . . Ben. Act V of 1876, ss. 37, 38.  
 Property of previous Commissioners vested in new Commissioners . Ben. Act V of 1876, s. 4.

*(b) Fund.*

- Revenue and application of . . . . . Ben. Act V of 1876, ss. 59—61, 206, 301, 316, 373, 375.  
 Power to make contributions from, to other municipalities, &c. . Ben. Act V of 1876, s. 62.  
 Expense of certain clerks in Magistrate of District's and Commissioner's office payable from . . . Ben. Act V of 1876, s. 74.  
 Custody and method of disbursement from . . . . . Ben. Act V of 1876, ss. 69—71, 75, 76.  
 Power to invest in Government securities or deposit in Savings Bank, Ben. Act V of 1876, s. 75.  
 Expenses of pauper funerals payable out of . . . . . Ben. Act V of 1876, s. 284.

*(c) Contracts.*

- Execution of . . . . . Ben. Act V of 1876, s. 39.  
 Individual liability on, how far limited . . . . . Ben. Act V of 1876, s. 56.  
 Penalty for Commissioners, &c., being interested in . . . . Ben. Act V of 1876, s. 57.

*(d) Accounts and Reports.*

- Quarterly statement and inspection of . . . . . Ben. Act V of 1876, s. 63.  
 Periodical estimates and reports, submission and sanction of, Ben. Act V of 1876, ss. 64—72.  
 Audit of accounts . . . . . Ben. Act V of 1876, s. 73.  
 Police estimates and accounts, how prepared and disposed of, Ben. Act V of 1876, ss. 167—173.

**3. Rates, Taxes, Fees and Tolls.**

- Continuation of, where previously imposed . . . . . Ben. Act V of 1876, s. 7.  
 Collectors of, security to be given by . . . . . Ben. Act V of 1876, s. 49.  
 Not void for irregularity in assessment, &c. . . . . Ben. Act V of 1876, s. 369.  
 Rules regarding time and mode of collecting . . . . . Ben. Act V of 1876, s. 313 (b).  
 Rate and tax on annual value, or on occupier, of holding:—  
 . . . . . Ben. Act V of 1876, s. 77.  
 . . . . . Ben. Act VI of 1878, s. 3.  
 Valuation and assessment of, exemptions from, and reductions of . . . Ben. Act V of 1876, ss. 79—102.  
 Publication of and revision of assessment of . . . . . Ben. Act V of 1876, ss. 103—107.  
 Time for payment of, and receipts for . . . . . Ben. Act V of 1876, ss. 108—110.  
 Recovery of, by distress and sale, or by suit . . . Ben. Act V of 1876, ss. 111—121.  
 . . . . . from occupier when due from absent owner  
 . . . . . Ben. Act V of 1876, s. 96.



**MUNICIPALITIES (Be.)—cont.****3. Rates, Taxes, Fees and Tolls—cont.**

- Tax on carriages and animals, power to impose, maximum rate of, and exemptions from, and method of recovery of . . . Ben. Act V of 1876, ss. 78, 122—132.
- Fees for registration of carts, power to impose, exemptions from and maximum rate of and enforcement of payment of . . . Ben. Act V of 1876, ss. 78, 133—138.
- Tolls on ferries, bridges and roads, power to levy, rates of, farming of and recovery of . . . Ben. Act V of 1876, ss. 78, 139—161.
- Tolls on navigable channels, power to levy and manage, &c. . . Ben. Act IV of 1876, ss. 102, 103.
- Fees for cleansing latrines, power to impose maximum rate of, and enforcement of payment of . . . Ben. Act VI of 1878, ss. 3—10.
- See also* FERRIES (Be.) ; TOLLS ON FERRIES, &c. (Be.).

**4. General Conservancy and Sanitation.****(a) General Provisions.**

- In force in all municipalities, with power to exclude any municipality from all or any of them . . . Ben. Act V of 1876, ss. 177, 178.
- Buildings, ruinous and dangerous. Removal, repair, and disposal of . . . Ben. Act V of 1876, ss. 226—229.
- Dogs. Powers for destruction of . . . Ben. Act V of 1876, s. 230.
- Drains, sewers and privies (private). Control, inspection cleansing and maintenance of . . . Ben. Act V of 1876, ss. 199, 200, 203, 313 (d).  
Ben. Act VI of 1878, s. 11.
- Drains and sewers (public). Power to construct and maintain . . . Ben. Act V of 1876, s. 207.
- Night soil and rubbish. Collection, removal and disposal of . . . Ben. Act V of 1876, ss. 193—198, 206, 313 (e).
- Noxious vegetation. Powers to cause removal of . . . Ben. Act V of 1876, ss. 204, 205.
- Nuisances at common law. Saving of . . . Ben. Act V of 1876, s. 378.
- Public necessities. Provision and licensing of . . . Ben. Act V of 1876, ss. 201, 202.
- Roads. Powers for closing, and for removal of projections and obstructions in, and dangerous places near . . . Ben. Act V of 1876, ss. 213—220, 224.
- Power to set back house to improve line of . . . Ben. Act V of 1876, ss. 221, 223.
- Regulation of fences and hedges near . . . Ben. Act V of 1876, ss. 222, 223.
- Naming of, and numbering of houses in . . . Ben. Act V of 1876, s. 232.
- Power to regulate traffic and use of firearms, &c., in, Ben. Act V of 1876, s. 313 (g), (h).
- Water, stagnant. Powers for cleansing and filling up places containing . . . Ben. Act V of 1876, ss. 211, 212.
- Control of public streams, tanks, wells, &c., and power to set apart the same for bathing places . . . Ben. Act V of 1876, ss. 208—210.
- Wild animals. Power to reward destruction of . . . Ben. Act V of 1876, s. 231.

**(b) Special provisions.**

- To be in operation only when extended and procedure for extension of . . . Ben. Act V of 1876, ss. 233, 234, 299.
- Buildings, huts, sheds. Power to prohibit use of inflammable material for external walls and roofs of . . . Ben. Act V of 1876, s. 256.
- Regulations regarding construction and to prevent overcrowding of . . . Ben. Act V of 1876, ss. 254, 255, 271—270.
- Burial and burning grounds. Registration, licensing and control of . . . Ben. Act V of 1876, ss. 278—282.
- Power to provide public . . . Ben. Act V of 1876, s. 283.
- Cattle, &c. Restrictions on keeping of . . . Ben. Act V of 1876, ss. 289—294.
- Drains (public), and sewers. Penalty for throwing rubbish or allowing offensive matter to flow into, or making unauthorized drain into . . . Ben. Act V of 1876, ss. 236, 241.
- (private), and privies. Power to compel construction, repair, and enclosing of, and to regulate . . . Ben. Act V of 1876, ss. 235—248.
- Not to be constructed within 50 feet of tank . . . Ben. Act V of 1876, ss. 246, 248.
- Power to establish and maintain and to assume charge of cleansing of . . . Ben. Act VI of 1878.





**MUNICIPALITIES (Be.)—concl.**

**4. General Conservancy and Sanitation—cont.**

**(b) Special provisions—cont.**

- Drugs. Control of sale inspection, and seizure of . . . Ben. Act V of 1876, ss. 275—277.
- Excavations. Power to prohibit and regulate making of . . . Ben. Act V of 1876, ss. 249, 250.
- Markets, municipal, power to construct and maintain, subject to conditions  
Ben. Act V of 1876, ss. 299—302.
- private, licensing, registration, and control of  
Ben. Act V of 1876, ss. 271, 272, 274, 303—312.
- Offensive and dangerous trades. Licensing and powers for closing of  
Ben. Act V of 1876, ss. 285—288, 294.
- Slaughter-houses. Provisions for draining, cleansing and inspection of  
Ben. Act V of 1876, ss. 271, 274.
- Streets. Power to prevent and remove and temporarily permit obstructions and projections in  
Ben. Act V of 1876, ss. 251—255.
- Unwholesome food, and drink. Powers for search, seizure and destruction of  
Ben. Act V of 1876, ss. 271—274.

*See* INOCULATION.

**5. Registration of Births and Deaths.**

- Municipalities bound to provide for . . . Ben. Act V of 1876, s. 295.
- Information of deaths in hospitals by whom to be given . . . Ben. Act V of 1876, s. 298.
- Sub-registrars at burial and burning grounds, appointment of, and reports to  
Ben. Act V of 1876, ss. 296, 297.
- Power to make bye-laws regarding . . . Ben. Act V of 1876, s. 313 (i).
- See* HOWRAH MUNICIPALITY; REGISTRATION OF BIRTHS, &c. (Be.), 1.

**6. Supplemental.**

- Extension of Act to, declaration of class of, and definition of limits of towns  
Ben. Act V of 1876, ss. 3, 7—12.
- Saving of creations of, under previous Acts . . . Ben. Act V of 1876, ss. 2, 3.
- Power to unite places to form . . . Ben. Act V of 1876, ss. 13, 1
- Bye-laws, making, and confirmation of, and penalty for breach of  
Ben. Act V of 1876, ss. 313—315, 365.
- Requisitions for execution of works by owners and occupiers, and objections thereto, how made  
and disposed of . . . Ben. Act V of 1876, ss. 179—183.
- Power to execute works and recover and apportion expenses thereof  
Ben. Act V of 1876, ss. 184—188.
- Expenses, fees, compensation. Liability to and amount of, determinable by civil court  
Ben. Act V of 1876, ss. 189—191.
- Recovery and payment of  
Ben. Act V of 1876, ss. 187, 192, 371—373.
- Prosecutions, institution and expenses of, and limitation of time for, and jurisdiction as to  
Ben. Act V of 1876, ss. 316, 317, 366.
- Notices, publication and service of . . . Ben. Act V of 1876, ss. 365, 367, 368.
- Licenses, cancellation of, and duty to produce . . . Ben. Act V of 1876, ss. 294, 370.
- Police in, power to charge portion of cost of, on port fund . . . Ben. Act III of 1867, s. 9.
- Police to report and arrest for offences . . . Ben. Act V of 1876, s. 376.
- See* EXCISE (Be.).

**MUNICIPALITIES (N., O.).**

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|---|--|
| <ul style="list-style-type: none"> <li>1. Constitution and Government.</li> <li>2. Corporate Property, Fund, Contracts, and Accounts.</li> <li>3. Rates, Taxes, and Tolls.</li> </ul> | <ul style="list-style-type: none"> <li>4. Public Nuisances.</li> <li>5. Bye-Laws and Rules.</li> <li>6. Supplemental.</li> </ul> |
|---|--|

**1. Constitution and Government.**

**(a) Committee.**

- Members of, appointment, election, removal, and addition of . . . Act XV of 1873, ss. 6—8, 11.
- ex-officio*, appointment and maximum number of . . . Act XV of 1873, s. 9.
- Office of, and rules for transaction of business of . . . Act XV of 1873, ss. 12—14, 20, 24.

**MUNICIPALITIES (N. O.)—cont.****1. Constitution and Government—cont.****(a) Committee—cont.**

Powers of, as to making rules and bye-laws. *See* 5 below.  
 levy of rates, taxes, &c. *See* 3 below.  
 nuisances. *See* 4 below.

Property of. *See* 2 below.

Suit against. Local Government to be made party to . . . Act XV of 1873, s. 28.  
 notice of, limitation of time for, and effect of tender of amends in . . .

Act XV of 1873, s. 43.

and by, to be brought in name of President . . . Act XV of 1873, s. 40.

Powers and duties of, in reference to conservancy and to construction and maintenance of roads,  
 drains, watercourses, poor-houses, dispensaries, market-places, and schools . . .

Act XV of 1873, s. 32.

Control of proceedings of, by Local Government . . . Act XV of 1873, ss. 28, 29.

Correspondence of, with Local Government to pass through Commissioner of Division . . .

Act XV of 1873, s. 4.

Power to vest superintendence of town ferries in . . . Act XVII of 1878, s. 7.

**(b) Executive Officers and Servants.**

President and Vice-President, appointment and powers of . . .

Act XV of 1873, ss. 10, 13 (a) (c), 31, 33.

Suits to be brought in name of President . . . Act XV of 1873, s. 40.

Appointment of Secretary of . . . Act XV of 1873, s. 10.

Appointment, remuneration, &c., of officers and servants of . . . Act XV of 1873, s. 20.

**2. Corporate Property, Fund, Contracts, and Accounts.****(a) Property.**

Power to purchase and sell land for purposes of Act . . . Act XV of 1873, s. 27.

Public highways vested in, and to be maintained, lighted, and watered by committee. . . .

Act XV of 1873, ss. 32, 38.

Compulsory acquisition of land required for municipal purposes . . . Act XV of 1873, s. 39.

**(b) Fund.**

Revenue and application of . . . Act XV of 1873, ss. 30, 32.

Custody of, and mode of disbursement from . . . Act XV of 1873, s. 31.

Provision for police to be first charge on . . . Act XV of 1873, s. 34.

Rules as to cost and class of works to be executed out of . . . Act XV of 1873, s. 37.

Power to direct ferry tolls, &c., to be credited to . . . Act XVII of 1878, s. 7.

**(c) Contracts.**

Execution of . . . Act XV of 1873, s. 33.

Members not personally liable on . . . Act XV of 1873, s. 41.

liable for breach of trust or negligence in respect of . . . Act XV of 1873, s. 42.

Members, servants, &c., not to be interested in . . . Act XV of 1873, s. 44.

**(d) Accounts.**

Annual reports and accounts to be submitted to Local Government . . . Act XV of 1873, s. 36.

Audit of accounts . . . Act XV of 1873, s. 36.

Submission of Budget . . . Act XV of 1873, s. 36.

information called for by Commissioner of Division . . . Act XV of 1873, s. 14.

**3. Rates, Taxes, and Tolls.**

Notice of, objections to, and sanction to imposition of . . . Act XV of 1873, ss. 15, 17.

Power to impose tax on houses, lands, and buildings . . . Act XV of 1873, s. 16 (a).

professions and trades . . . Act XV of 1873, s. 16 (b).

carriages, horses, mules, elephants, camels, bullocks, and asses . . .

Act XV of 1873, s. 16 (c).

tolls on carriages, carts and animals entering municipality . . .

Act XV of 1873, s. 16 (d).

octroi on articles brought within municipality for consumption . . .

Act XV of 1873, s. 16 (c).





**MUNICIPALITIES (N., O.)—cont.****3. Rates, Taxes, and Tolls—cont.**

Power to impose tax of any other description . . . . .	Act XV of 1873, s. 17.
Rules for confirmation of assessment and collection of . . . . .	Act XV of 1873, s. 18.
Defect of form in assessment of, immaterial . . . . .	Act XV of 1873, s. 19.
Abolition of, by Local Government . . . . .	Act XV of 1873, s. 29.
Recovery of . . . . .	Act XV of 1873, s. 47.

**4. Public Nuisances.**

Power to make rules defining and authorizing entry on property for abatement or detection of	Act XV of 1873, s. 22.
issue injunction prohibiting repetition or continuance of . . . . .	Act XV of 1873, s. 25.
Powers and procedure for removal of . . . . .	Act XV of 1873, s. 26.
of municipal police for arrest of persons committing, and for prevention of	Act XV of 1873, s. 35.
Penalty for, and prosecution of . . . . .	Act XV of 1873, ss. 45, 46.
Fines levied for, to be credited to municipal fund . . . . .	Act XV of 1873, s. 30.

**5. Bye-laws and Rules.**

Power to make, as to nuisances. <i>See</i> 4 above.	
rates of hire for carriages, carts and boats plying for hire	Act XV of 1873, s. 22.
registration of births, marriages and deaths . . . . .	Act XV of 1873, s. 22.
Confirmation, publication and enforcement of . . . . .	Act XV of 1873, ss. 21, 23, 24.
Infringement of penalty for and prosecution of . . . . .	Act XV of 1873, ss. 45, 46.

**6. Supplemental.**

Extension of Act to, and definition of limits of Towns . . . . .	Act XV of 1873, ss. 4, 5.
Power to form municipal union by uniting two or more towns . . . . .	Act XV of 1873, s. 5.
<i>See</i> HACKNEY CARRIAGES.	

**MUNICIPALITIES (P., C.).**

1. Constitution and Government.
2. Fund, Contracts, and Accounts.
3. Rates and Taxes.

4. Public Nuisances
5. Bye-laws and Rules
6. Supplemental.

**1. Constitution and Government.****(a) Committee.**

Members of, appointment, election, removal, or addition of . . . . .	(P.) Act IV of 1873, s. 6.
	(C.) Act XI of 1873, s. 6.

Powers of, as to levy of rates and taxes. <i>See</i> 3 below.	
making rules and bye-laws. <i>See</i> 5 below.	
nuisances. <i>See</i> 4 below.	

Property of. *See* 2 below. . . . .

Powers and duties of, in reference to construction and conservancy of roads, drains, tanks, water courses, schools and other local public works . . . . .	(P.) Act IV of 1873, s. 11.
	(C.) Act XI of 1873, s. 11.

Office of, and rules for transaction of business of . . . . .	(P.) Act IV of 1873, s. 13.
	(C.) Act XI of 1873, s. 13.

Suspension or limitation of powers of, by Local Government . . . . .	(P.) Act IV of 1873, s. 17.
	(C.) Act XI of 1873, s. 17.

Suits against and by, to be brought in name of President . . . . .	(P.) Act IV of 1873, s. 18.
	(C.) Act XI of 1873, s. 18.

notice of, limitation of time for, and effect of tender of amends in

(P.) Act IV of 1873, s. 19.

(C.) Act XI of 1873, s. 19.

Power to vest superintendence of town ferries in . . . . .	Act XVII of 1878, s. 7.
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**(b) Executive Officers and Servants.**

President and Vice-President, appointment and powers of . . . . .	(P.) Act IV of 1873, ss. 6, 18.
	(C.) Act XI of 1873, ss. 6, 18.



**MUNICIPALITIES (P., C.)—cont.****1. Constitution and Government—cont.***(b) Executive Officers and Servants—cont.*

- Suits to be brought in name of President . . . . . (P.) Act IV of 1873, s. 18.  
 (C.) Act XI of 1873, s. 18.  
 Appointment, removal, remuneration, duties, &c., of officers and servants of  
 (P.) Act IV of 1873, s. 13.  
 (C.) Act XI of 1873, s. 13.

**2. Fund, Contracts, Accounts.***(a) Fund.*

- Revenue, application and custody of . . . . . (P.) Act IV of 1873, ss. 8, 10, 11.  
 (C.) Act XI of 1873, ss. 8, 10, 11.  
 Provision for police to be first charge on . . . . . (P.) Act IV of 1873, ss. 11, 12.  
 (C.) Act XI of 1873, ss. 11, 12.  
 Power to direct ferry tolls to be credited to . . . . . Act XVII of 1878, s. 7.

*(b) Contracts.*

- Execution of . . . . . (P.) Act IV of 1873, s. 18.  
 (C.) Act XI of 1873, s. 18.  
 Members, not personally liable for, except in case of breach of trust or negligence  
 (P.) Act IV of 1873, s. 18.  
 (C.) Act XI of 1873, s. 18.  
 Members, and servants, not to be interested in . . . . . (P.) Act IV of 1873, s. 20.  
 (C.) Act XI of 1873, s. 20.

*(c) Accounts.*

- Accounts and estimates, how rendered and published . . . . . (P.) Act IV of 1873, s. 8.  
 (C.) Act XI of 1873, s. 8.

**3. Rates and Taxes.**

- Rules regarding, confirmation, collection, and application of . . . . . (P.) Act IV of 1873, s. 8.  
 (C.) Act XI of 1873, s. 8.  
 Notice of, objections to, and sanction to imposition of . . . . . (P.) Act IV of 1873, s. 7.  
 (C.) Act XI of 1873, s. 7.  
 Recovery of . . . . . (P.) Act IV of 1873, s. 9.  
 (C.) Act XI of 1873, s. 9.  
 Power of Local Government to remit or reduce . . . . . (P.) Act IV of 1873, s. 17.  
 (C.) Act XI of 1873, s. 17.

**4. Public Nuisances.**

- Power to make bye-laws defining, and authorizing entry on property for abatement and detec-  
 tion of . . . . . (P.) Act IV of 1873, ss. 14—16.  
 (C.) Act XI of 1873, ss. 14—16.  
 Penalty for, and prosecution of . . . . . (P.) Act IV of 1873, ss. 21—23.  
 (C.) Act XI of 1873, ss. 21—23.  
 Fines levied for, to be credited to municipal fund . . . . . (P.) Act IV of 1873, s. 10.  
 (C.) Act XI of 1873, s. 10.

**Bye-laws and Rules.**

- Power to make as to nuisances. *See* 4 above.  
 registration of births and deaths . . . . . (P.) Act IV of 1873, s. 14 (e).  
 (C.) Act XI of 1873, s. 14 (e).  
 Confirmation and publication of . . . . . (P.) Act IV of 1873, s. 15.  
 (C.) Act XI of 1873, s. 15.  
 Infringement of, penalty for, and prosecution of . . . . . (P.) Act IV of 1873, ss. 21—23.  
 (C.) Act XI of 1873, ss. 21—23.  
 Power of Local Government to cancel . . . . . (P.) Act IV of 1873, s. 17.  
 (C.) Act XI of 1873, s. 17.

**6. Supplemental.**

- Extension of Act to, and definition of limits of Towns . . . . . (P.) Act IV of 1873, ss. 4, 5.  
 (C.) Act XI of 1873, ss. 4, 5.  
 Rules regarding village watchmen and police not applicable to, (P.) Act IV of 1872, ss. 39A, 39C.  
 (P.) Act XV of 1875, s. 2.

*See* HACKNEY CARRIAGES.





## MUNICIPALITIES (Bu.).

- |   |                        |
|---|------------------------|
| 1. Constitution and Government.                       | 4. Public Nuisances.   |
| 2. Corporate Property, Fund, Contracts, and Accounts. | 5. Bye-laws and Rules. |
| 3. Rates, Taxes, and Fees.                            | 6. Supplementary.      |

## 1. Constitution and Government.

(a) *Committee.*

- Members of, appointment, election, removal, and addition of, . . . Act VII of 1874, ss. 5, 6, 8.  
*ex-officio*, appointment and maximum number of . . . Act VII of 1874, s. 7.  
 Office of, and rules for transaction of business of . . . Act VII of 1874, ss. 9, 10, 17, 21.  
 Powers of, as to making rules and bye-laws. See 5 below.  
     levy of rates, taxes, &c. See 3 below.  
     nuisances. See 4 below.  
 Suits against, and by, to be brought in name of President . . . Act VII of 1874, s. 37.  
     notice of, limitation of time for, and effect of tender of amends in . . . Act VII of 1874, s. 40.  
 Power to vest superintendence of town ferries in . . . Act II of 1873, s. 4.  
 Control of proceedings of, by Local Government . . . Act VII of 1874, s. 25.  
 Powers and duties of, in reference to—  
     conservancy, construction and maintenance of roads, drains, tanks, water-courses, hospitals, dispensaries, market-places and schools . . . Act VII of 1874, s. 30.  
 Lighting and watering of roads . . . Act VII of 1874, ss. 13, 30.

(b) *Executive and Subordinate Officers.*

- President and Vice President, appointment and powers of . . . Act VII of 1874, ss. 8, 10 (a) (d), 29, 31.  
 Suits to be brought in name of President . . . Act VII of 1874, s. 37.  
 Secretary of, appointed by election . . . Act VII of 1874, s. 8.  
 Appointment, remuneration, &c., of servants of . . . Act VII of 1874, s. 17.  
 Municipal Police to be enrolled under Act V of 1861. . . Act VII of 1874, s. 33.

## 2. Corporate Property, Fund, Contracts, and Accounts.

(a) *Property.*

- Property held for municipal purposes vested in Committee . . . Act VII of 1874, s. 26.  
 Compulsory acquisition of land required for municipal purposes . . . Act VII of 1874, s. 36.  
 Power to purchase and sell land for municipal purposes . . . Act VII of 1874, s. 24.

(b) *Fund.*

- Revenue and application of . . . Act VII of 1874, ss. 27, 30.  
 Power to direct contribution from port fund to . . . Act VII of 1874, s. 28.  
 Custody of, and mode of disbursement from . . . Act VII of 1874, s. 29.  
 Provision for police to be first charge on . . . Act VII of 1874, s. 32.  
 Rules as to cost and class of works to be charged to . . . Act VII of 1874, s. 35.  
 Power to direct credit of ferry tolls to . . . Act II of 1873, s. 4.

(c) *Contracts.*

- Execution of . . . Act VII of 1874, s. 31.  
 Members personally liable on, only for breach of trust or for negligence . . . Act VII of 1874, ss. 38, 39.  
 Members and servants not to be interested in . . . Act VII of 1874, s. 41.

(d) *Accounts.*

- Annual reports and accounts to be submitted to Chief Commissioner . . . Act VII of 1874, s. 34.  
 Audit of Accounts . . . Act VII of 1874, s. 34.  
 Submission of Budget . . . Act VII of 1874, s. 34.

## 3. Rates, Taxes, and Fees.

- Notice of, objections to, and sanction to imposition of . . . Act VII of 1874, ss. 11, 12 (g).  
 Power to impose tax on houses, lands and buildings . . . Act VII of 1874, s. 12 (a) (b) (e).  
     on carriages, carts, boats, horses, ponies, elephants . . . Act VII of 1874, s. 12 (d).  
     of any other description . . . Act VII of 1874, s. 12 (g).

**MUNICIPALITIES (Bu.)—cont.****3. Rates, Taxes, and Fees—cont.**

- Power to impose fees on licensees to proprietors or drivers of carriages, carts and boats plying for hire . . . Act VII of 1874, s. 12 (e).  
     on market places, wharves and slaughter-houses . . . Act VII of 1874, ss. 12 (f) & 16.  
     rate for lighting or for supply of water . . . Act VII of 1874, s. 13.  
 Rules for confirmation, assessment, and collection of . . . Act VII of 1874, s. 14.  
 Defect of form in assessment of, immaterial . . . Act VII of 1874, s. 15.  
 Abolition of, by Local Government . . . Act VII of 1874, s. 25.  
 Recovery of . . . Act VII of 1874, s. 44.  
 Burma District Cesses and Rural Police Act not to extend to . . . Act II of 1880, s. 1.

**4. Public Nuisances.**

- Power to make rules defining, and authorizing entry on property for abatement or detection of . . . Act VII of 1874, s. 19.  
     issue injunction prohibiting repetition or continuance of . . . Act VII of 1874, s. 22.  
 Powers and procedure for removal of . . . Act VII of 1874, s. 23.  
     of Municipal Police for arrest of persons committing, and for prevention of . . . Act VII of 1874, s. 33.  
 Penalty for, and prosecution of . . . Act VII of 1874, ss. 42, 43.  
 Fines levied for, to be credited to Municipal Fund . . . Act VII of 1874, s. 27.  
*See also 5 below.*

**5. Bye-laws and Rules.**

- Power to make, as to nuisances. *See 4 above.*  
     rates of hire for carriages, carts and boats plying for hire . . . Act VII of 1874, s. 19 (c).  
     registration of births, marriages and deaths . . . Act VII of 1874, s. 19 (b).  
     regulation and licensing of markets, wharves, slaughter houses and lodging-houses . . . Act VII of 1874, ss. 12 (f), 16, 19 (d), (e).  
 Confirmation, publication, and enforcement of . . . Act VII of 1874, ss. 18, 20, 21.  
 Infringement of, penalty for, and prosecution of . . . Act VII of 1874, ss. 42, 43.

**6. Supplementary.**

- Extension of Act to, and definition of limits of towns . . . Act VII of 1874, ss. 3, 4.  
 Power to form municipal union by uniting two or more towns . . . Act VII of 1874, s. 4.  
*See HACKNEY CARRIAGES (N., &c.)*

**MUNICIPALITIES (Co.).**

- Committee, appointment, suspension, removal and duties of . . . Act XVIII of 1864, ss. 1—7.  
     execution of contracts by, and liability thereon . . . Act XVIII of 1864, ss. 8, 9.  
 Power to declare limits of . . . Act XVIII of 1864, s. 3.  
 Estimates and accounts of . . . Act XVIII of 1864, ss. 10, 11.  
 Municipal Fund, constitution, revenue, custody and application of . . . Act XVIII of 1864, ss. 12—14, 19.  
 Town duties, how and at what rate leviable in . . . Act XVIII of 1864, s. 13.  
 Bye-laws, making, confirmation, publication, penalties and prosecutions for breach of . . . Act XVIII of 1864, ss. 15—19.  
 Power to extend Act with modifications . . . Act XVIII of 1864, ss. 21, 22.  
     . . . Act XXII of 1865.

*See HACKNEY CARRIAGES.*

**MUNISIPS (M.). *See* DISTRICT MUNSIF; VILLAGE MUNSIF.****MUNISIPS (Be., N.).**

- Number of . . . Act VI of 1871, s. 4.  
 Appointment, nomination, suspension, and removal of . . . Act VI of 1871, ss. 6, 9, 31, 33, 34.  
 Jurisdiction of, original ordinary . . . Act VI of 1871, s. 20.  
     in respect of certain proceedings referred by District Judge . . . Act VI of 1871, ss. 27, 28.  
 Ministerial officers of. *See* CIVIL COURTS (Be).  
 Subject to appellate and general control of District Court . . . Act VI of 1871, ss. 11, 22, 28, 34.





**MUNSHIS (Be., N.)—cont.**

Investiture of, with powers of Judge of Court of Small Causes in suits up to Rs. 50 in value Act VI of 1871, s. 29.

Revenue Agents to be enrolled and to act in suits between landlord and tenant in Courts of Act XVIII of 1879, s. 10.

Affidavit of service of notice of application for sale for arrears of *paini taluq* to be made before Ben. Reg. VIII of 1819, s. 8 (c).

**MUNSHIS (P.).**

Included in *Tahsildar* . . . . . Act XVII of 1877, s. 3.  
See *TAHSILDAR (P.)*.

**MUNSHIS (O.).**

Number of . . . . . Act XIII of 1879, s. 5.

Appointment, suspension, and removal of . . . . . Act XIII of 1879, ss. 6, 29—31.

Jurisdiction of, original ordinary . . . . . Act XIII of 1879, s. 17(c).  
in respect of certain proceedings referred by District Judge Act XIII of 1879, ss. 25, 26.

Subject to appellate and general control of District Court

Act XIII of 1879, ss. 10, 11, 18, 19, 22, 26, 31.

Investiture of, with powers of Courts of Small Causes in suits up to Rs. 50 in value

Act XIII of 1879, s. 24.

Power to invest Honorary Assistant Commissioners with powers of Act XIII of 1879, s. 15.  
See also *CIVIL COURTS (O.)*.

**MUNSHIS (Aj.).**

Jurisdiction of . . . . . Reg. I of 1877, s. 9.

See also *CIVIL COURTS (Aj.)*

**MURDER.**

Definition of . . . . . Act XLV of 1860, ss. 300, 301.

Punishment of . . . . . Act XLV of 1860, ss. 302, 303.

Attempt to commit, punishment of . . . . . Act XLV of 1860, s. 307.

Act XXVII of 1870, s. 11.

European soldiers when triable by Court-Martial for . . . . . 42 & 43 Vic., c. 33, ss. 41, 54 (8).

As a thug or dacoit, place of trial for . . . . . Act X of 1872, s. 68.

Act IV of 1877, s. 22.

Trial for, where death or cause of death only happens within limits of Company's Charter

9 Geo. IV, c. 74, s. 56.

Trials for, when act which caused death or death took place within High Court's local jurisdiction . . . . . Act XVIII of 1862, s. 29.

All persons bound to give information of . . . . . Act X of 1872, s. 89.

Act IV of 1877, s. 246.

Imprisonment in British India of person convicted of, in Native State Act V of 1871, s. 19.

See *CORONER; DEATH, I; HEADS OF VILLAGES (M.); INQUEST; MAPPILLAS; MURDEROUS OUTRAGES; SEA; SUTTEE; TRANSPORTATION*.

**MURDEROUS OUTRAGES (P.).**

Punishment for, and procedure for trial of . . . . . Act XXIII of 1867, ss. 2, 5, 13.

Trial of, to be with aid of assessors . . . . . Act XXIII of 1867, s. 6.

Sentence for, to be executed immediately and excepted from necessity for confirmation and from appeal . . . . . Act XXIII of 1867, ss. 7, 10.

if of death, to direct disposal of body . . . . . Act XXIII of 1867, s. 8.

Jurisdiction of Sessions Judge, Commissioner or Magistrate of 1st class specially empowered as to trial of . . . . . Act XXIII of 1867, ss. 5, 11, 13, 14.

Act IX of 1877, s. 2.

Report of trial of, to be sent to Lieutenant-Governor . . . . . Act XXIII of 1867, s. 9.

Powers of Lieutenant-Governor as to confinement of persons accused of

Act XXIII of 1867, ss. 12, 13.

withdrawal of cases from inclusion in

Act XXIII of 1867, s. 15.

Chief Court as to issue of rules in regard to trial of Act XXIII of 1867, s. 16.

Inquest on, forfeiture of property, and disposal of bodies, of fanatics killed in committing

Act XXIII of 1867, s. 4.



**MURDEROUS OUTRAGES (P.)—cont.**

- Local extent and duration of provisions regarding . . . Act XXIII of 1867, ss. 1, 17.  
 Arrest of and preliminary investigation as to persons committing. . . Act IX of 1877, s. 1.  
 Act XXIII of 1867, s. 13.

**MURSHIDABAD.** *See* NAZIM OF BENGAL.

**MUSCAT.** *See* SLAVE-TRADE.

**MUSEUM.** *See* INDIAN MUSEUM.

**MUSKET.** *See* FIRE-ARMS.

**MUSSULMAN.** *See* MUHAMMADAN.

**MUTATION OF NAMES (Bo.).**

- As to land in Bombay City. *See* LAND (Bo.), 1.  
*See* SETTLEMENT REGISTER; VILLAGE RECORDS (Bo.).

**MUTATION OF NAMES (Be.).**

- Application for, sole and joint proprietors and managers when and within what time bound to make, and penalty, &c., on failure to make . . . Ben. Act VII of 1876, ss. 35, 38—43, 65—69, 70.  
 mortgagee entitled to make . . . Ben. Act VII of 1876, s. 44.  
 contents and method of presentation of, . . . Ben. Act VII of 1876, ss. 45, 46, 88.  
 Objections to, notice calling for, how published and served, . . . Ben. Act VII of 1876, ss. 48—51.  
 enquiry into and powers and procedure of Collector for decision of . . . Ben. Act VII of 1876, ss. 52—56, 88.  
 . . . Ben. Act V of 1878.  
 reference of, to District Court, and procedure thereon . . . Ben. Act VII of 1876, ss. 55, 58—63.  
 effect of summary decisions as to possession on, Ben. Act VII of 1876, ss. 57, 62.  
**Registration of, when and how to be made** . . . Ben. Act VII of 1876, ss. 47, 52, 55, 63.  
 fees for, at what rate, and from whom, leviable, and how recoverable . . . Ben. Act VII of 1876, ss. 64, 82.  
 effect of, and of failure in, as regards rights and liabilities of proprietors and managers . . . Ben. Act VII of 1876, ss. 68, 78—81.  
*See also* LAND REGISTERS (Be.).  
 Notification of, when and how made . . . Ben. Act VII of 1876, s. 77.  
 Powers of Assistant, Deputy and Sub-Deputy Collectors in respect of . . . Ben. Act VII of 1876, s. 84.  
 Appellate and revisional control of Collector, Commissioner and Board in respect of . . . Ben. Act VII of 1876, ss. 31, 66, 85—87.  
 Power of Board to make general rules regarding . . . Ben. Act VII of 1876, s. 88.

**MUTATION OF NAMES (N.)**

- Of proprietary right by whom and to whom to be reported, and penalty for not reporting . . . Act XIX of 1873, ss. 97, 99, 100.  
 Of other rights in land to be registered by kánungos and patwáris . . . Act XIX of 1873, s. 102.  
 Costs of. *See* DEMANDS RECOVERABLE AS ARREARS OF LAND REVENUE, 5.  
*See* REGISTER OF MUTATIONS (N.).

**MUTATION OF NAMES (P.).**

- Rules regarding, and fees for record of . . . Act XXXIII of 1871, ss. 39, 40.

**MUTATION OF NAMES (O.).**

- Of proprietary right when, how and by whom to be made, and effect of . . . Act XVII of 1876, ss. 59, 62, 65.  
 fees for registration of . . . Act XVII of 1876, s. 60.  
 by whom to be reported, and penalty for not reporting . . . Act XVII of 1876, ss. 61—64.  
 Of other rights in land, how and by whom registered . . . Act XVII of 1876, s. 66.

**MUTATION OF NAMES (Aj.).**

- Rules regarding manner of, and fees for recording . . . Reg. II of 1877, ss. 70, 72.





**MUTINY.**

- By military men, punishment for . . . . . 42 & 43 Vic., c. 33, s. 7.  
     . . . . . Act V of 1869, Art. 7.  
     . . . . . triable only by General Court-Martial . . . . . Act V of 1869, Art. 95.  
 Abetment of, in army or navy . . . . . Act XLV of 1860, ss. 131, 132.  
 Circulating false report with intent to cause, in the army or navy . . . . . Act XLV of 1860, s. 505.  
     *See* ARMY; INDEMNITY.

**MUTINY ACT.**

- References to, how interpreted . . . . . 42 & 43 Vic., c. 33-  
 Troops serving in India, subject to . . . . . 29 Vic., c. 9.  
 Governor General in Council, cannot affect . . . . . 24 & 25 Vic., c. 67, s. 22.  
 Application of, to volunteers . . . . . Act XX of 1869, s. 8.  
 Not affected by appointment of Cantonment Magistrate . . . . . Act XXII of 1864, s. 36.  
     . . . . . Act XI of 1865, s. 49.  
     by jurisdiction of Cantonment Magistrate . . . . . Mad. Act I of 1866, s. 37.  
     . . . . . Bom. Act III of 1867, s. 31.  
     by Indian Penal Code . . . . . Act XLV of 1860, s. 5.  
     by Code of Civil Procedure . . . . . Act X of 1877, s. 266, 2nd prov. (b).  
 Jurisdiction of Courts of Requests under, not affected by Cantonment Small Cause Courts  
     . . . . . Bom. Act III of 1867, s. 31.  
     . . . . . Mad. Act I of 1866, s. 9.  
     . . . . . Act XI of 1865, s. 49.  
 Procedure in regard to person declared lunatic under. *See* LUNATIC, 6.  
 Modified, as to penalty for purchasing soldiers' necessaries . . . . . Act VII of 1867, s. 1.  
 Execution of order for intermediate custody passed by High Court under, Act V of 1869, s. 9.  
 Court-Martial under, application of Articles 67, 68, 69 & 123 of Indian articles of war, to  
     . . . . . Act V of 1869, Part I (e).

*See* ARMY; COURT-MARTIAL.

**N.**

**NAGÁ HILLS.** *See* ASSAM HILL DISTRICTS; BENGAL EASTERN FRONTIER.

**NAIB.** *See* AGENT; PRINCIPAL AND AGENT.

**NAIB TAHSILDAR.**

- Entrusted with police jurisdiction, powers of, in relation to chaukidárs  
     . . . . . (N., P., O.) Act XX of 1856, s. 61.  
 Employment of, by civil courts in investigation of accounts, &c. (N.) Act XII of 1856, s. 10.  
 Civil jurisdiction of, in Central Provinces. *See* CIVIL COURTS (C)

**NALA.** *See* NAVIGABLE CHANNEL.

**NANKAR (Be.).**

- Allowance in lieu of, when to be deducted from málíkána allowed to proprietors of estates  
     farmed or held khás . . . . . Ben. Reg. VII of 1822, s. 5 (2).  
 Lands in Katak liable to assessment . . . . . Ben. Reg. XII of 1805, s. 4 (7).  
     *See* SETTLEMENT OF LAND (Be.), 1 (a).

**NAPIER, LORD.**

- Acts settling annuity on . . . . . 31 & 32 Vic., c. 91.  
     . . . . . 32 & 33 Vic., c. 3.

**NARBADA TERRITORIES.** *See* SÁGAR AND NARBADA TERRITORIES.

**NARWADARI TENURE.** *See* BHÁGDARÍ AND NARWADARI TENURES.

**NATAL.**

- Subject of Her Majesty born, naturalized, or domiciled in, is—  
     European British subject . . . . . Act X of 1872, s. 71.  
     subject to provisions relating to European vagrancy . . . . . Act IX of 1874, s. 3.

**NATAL—cont.**

- Emigration to, legalized . . . . . Act VII of 1871, s. 23.  
 Probable length of voyage to . . . . . Act VII of 1871, s. 83.

**NATIVE. See NATIVES.****NATIVE ARMY. See ARMY, 3.****NATIVE CHRISTIAN. See MARRIAGE, 2 (b); MATRIMONIAL, &c. COURT, 2, 3; NATIVE CONVERTS' MARRIAGE DISSOLUTION.****NATIVE COINAGE ACT . . . . . Act IX of 1876.****NATIVE COMMISSIONERS. See FAMILY DOMAINS OF MAHARAJA OF BENARES.****NATIVE CONVERTS' MARRIAGE DISSOLUTION.**

- Procedure, jurisdiction, decree and effect of decree . . . . . Act XXI of 1866.  
*See also MATRIMONIAL, &c., COURT, 3.*

**NATIVE DOCTOR.**

- Indian Articles of War applicable to . . . . . Act V of 1869, Part I (d).  
 To be attested . . . . . Act V of 1869, Art. 2.  
 Special rules regarding composition and powers of court martial for trial of  
 . . . . . Act V 1869, Arts. 81, 85 (a), 92, 145, 146.

**NATIVE LAW.**

- Right of inheritance or maintenance of child under, not affected by dissolution of marriage of  
 parents on account of conversion of one to Christianity . . . . . Act XXI of 1866, s. 27.  
*See CASTE; HINDU LAW; MUHAMMADAN LAW; RELIGION, 1.*

**NATIVE OFFICER.**

- Of Government or Court of Wards employed in collection of revenue or rent bound to report  
 certain matters to police . . . . . Act X of 1872, s. 90.  
 . . . . . Mad. Reg. I of 1830, s. 3.  
 . . . . . Ben. Reg. XVII of 1829, s. 3.  
*See ARMY, 3; COVENANTED CIVIL SERVICE; MALVERSATION; MINISTERIAL OFFICERS;  
 PERSONAL ATTENDANCE; TOLLS.*

**NATIVE OFFICERS (M.).**

- Rules as to appointment and removal of . . . . . Mad. Reg. VII of 1822.  
 Malversation by. *See MALVERSATION.*

**NATIVE OFFICERS (Be., N., O.).**

- Public money and accounts due from,—  
 Recoverable summarily by imprisonment, attachment and sale  
 . . . . . Ben. Reg. III of 1794, ss. 16—18.  
 . . . . . Ben. Reg. XXXIII of 1803, ss. 3—5.  
 Release of officers on security and suit to contest claim of Collector for  
 . . . . . Ben. Reg. III of 1794, ss. 19, 20.  
 . . . . . Ben. Reg. XXXIII of 1803, ss. 6—8.  
 . . . . . (O.) Act XVIII of 1876, s. 3, sch. II.  
 Recoverable from heirs by suit . . . . . Ben. Reg. III of 1794 s. 16.  
 . . . . . Ben. Reg. XXXIII of 1803, s. 3.  
 Recoverable from sureties on absconding, but not on death of officers  
 . . . . . Ben. Reg. III of 1794, ss. 16, 17.  
 . . . . . Ben. Reg. XXXIII of 1803, ss. 3, 4.  
 Power of Collector to call on, to attend to adjust accounts and procedure on disobedience  
 . . . . . Ben. Reg. III of 1794, s. 18.  
 . . . . . Ben. Reg. XXXIII of 1803, s. 5.  
 Security to be furnished by, . . . . . Ben. Reg. XXXIII of 1803, s. 2.  
 . . . . . Act XVIII of 1876, s. 3, sch.  
 Duty of, in relation to illegal cultivation of opium. *See OPIUM (Be., N.).*  
 Application to Oudh of rules relating to, in Ben. Reg. XXXIII of 1803  
 . . . . . Act XVIII of 1876, s. 3, sch. II.  
 Of Collector to obey his orders and act only with his sanction . . . . . Ben. Reg. II of 1793, s. 9.  
 . . . . . Ben. Reg. II of 1793, ss. 11, 13.  
*See also KHAZANCHI.*



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**NATIVE OFFICERS (Be., N., O.)—cont.**

Of Collector, not to hold farm, or act as surety or purchase land at public sale

Ben. Reg. II of 1793, s. 15.

appointment, removal and punishment of, by single Member of Board of Revenue

Ben. Reg. III of 1822, s. 5 (3).

permitted to purchase land by private contract

Ben. Reg. II of 1793, s. 16.

—**NATIVE PASSENGER SHIPS ACT** . . . . . Act VIII of 1876.**NATIVE PRESS.**

Acts for regulation of . . . . .

Act IX of 1878.

Act XVI of 1878.

*See also* **VERNACULAR BOOKS ; VERNACULAR NEWSPAPER.****NATIVE PRINCES.** *See* **NATIVE STATE.****NATIVE SEAMEN.** *See* **MERCHANT SHIPPING, 2 (b).** . . . . . 1883.**NATIVE SOLDIER.** *See* **ARMY, 3.****NATIVE STATE.**

War against and treaties with . . . . . 13 Geo. III, c. 63, s. 9.

Illicit correspondence with . . . . . 33 Geo. III, c. 52, s. 45.

Loans of money to . . . . . 37 Geo. III, c. 142, s. 28.

Ships belonging to . . . . . 3 &amp; 4 Vic., c. 56, ss. 4, 5.

*See also* **MERCHANT SHIPPING, 1 (c).**

Extension of criminal law and procedure to British subjects in . . . . . Act XXI of 1879, s. 8.

Liability of British subjects to be tried in British India for offences committed in, on certificate of Political Agent . . . . . Act XXI of 1879, s. 9.

Offences committed by European British and Christian subjects in, by whom cognizable

Act II of 1869, s. 6.

Detention in British Indian Prison of persons sentenced in, to imprisonment or transportation for certain offences under Indian Penal Code . . . . . Act V of 1871, ss. 19, 20.

Commission for examination of witness in criminal case residing in, to whom to issue

Act X of 1875, s. 76.

Execution in British India of decrees of foreign courts in . . . . . Act X of 1877, s. 434.

Presumption as to copy certified by duly authorized British officer in . . . . . Act I of 1872, s. 79.

Subjects of, amenable to British Indian courts for offences connected with slave trade

39 &amp; 40 Vic., c. 46.

Marriage of Christian British subjects in . . . . . Act XV of 1872, ss. 3, 5, 10, 11, 28, 29.

*See also* **MARRIAGE, 2 (a).**

British coin, when and how made legal tender in . . . . . Act IX of 1876, s. 4 (f).

Coin of, when and subject to what conditions may be declared legal tender in British India

Act IX of 1876.

Restrictions on importation, or exportation to . . . . . Act XI of 1869, ss. 4, 5.

Married Women's Property Act extends to British subjects in . . . . . Act III of 1874, s. 2.

Indian Divorce Act applies to Christian British subjects residing in

Act IV of 1869, ss. 2, 3 (1) (2).

Provisions of Emigration Act do not apply to contract for labour in . . . . . Act VII of 1871, s. 22.

*But see* **EMIGRATION, 4.**

Indian Telegraph Act extends to . . . . . Act I of 1876, s. 1.

Military Lunatics Act how far extends to . . . . . Act XI of 1877, s. 1.

Indian Oaths Act how far extends to . . . . . Act X of 1873, s. 1.

Lunatic Soldiers' Property Act how far extends to . . . . . Act XIV of 1873, s. 1.

European Vagrancy Act extends to . . . . . Act IX of 1874, s. 1.

powers under, by whom to be exercised in

Act IX of 1874, s. 35.

Railway Act extends to . . . . . Act IV of 1879, s. 1.

*See* **FOREIGN COUNTRY ; FOREIGN PRINCE OR STATE ; FOREIGN TERRITORY.****NATIVES.**

Power of Governor General in Council to legislate for, beyond Indian Territories

32 &amp; 33 Vic., c. 98, ss. 1, 2.

Provision for encouragement of learned . . . . .

53 Geo. III, c. 155, s. 43.



**NATIVES—cont.**

Laws to be made for protection of . . . . . 3 & 4 Wm. IV, c. 85, s. 85.  
 Not disabled for office . . . . . 3 & 4 Wm. IV, c. 85, s. 87.

*See COVENANTED CIVIL SERVICE.*

*See also CASTE; HINDUS; LOANS; MUHAMMADANS; RELIGION.*

**NATURAL-BORN SUBJECTS.** *See EUROPEAN BRITISH SUBJECT.*

**NATURAL PRODUCE.** *See GOVERNMENT LAND.*

**NATURALIZATION.**

Of children of natural-born subjects born out of the ligeance of the Crown . . . . . 7 Anne, c. 5.

Of Princess Sophia . . . . . 4 & 5 Anne, c. 16.

Procedure for, and certificate of . . . . . 33 & 34 Vic., c. 14, ss. 7, &c.  
 Act XXX of 1852.

Powers of Secretary of State to make supplemental provisions regarding . . . . . 33 & 34 Vic., c. 14, s. 11.

Penalty for false declarations regarding . . . . . 33 & 34 Vic., c. 102, s. 1.

Powers of Colonial legislatures in respect of . . . . . 33 & 34 Vic., c. 102, s. 2.  
 33 & 34 Vic., c. 14, s. 16.

*See ALIEN.*

**NAUGONG.** *See BENGAL EASTERN FRONTIER.*

**NAVAL EXPEDITION.**

Against friendly state. *See FOREIGN ENLISTMENT.*

**NAVAL FORCE.**

Payment by company of expenses of Royal . . . . . 7 Geo. IV, c. 52.

**NAVAL PRIZE OF WAR.**

Act for regulating . . . . . 27 & 28 Vic., c. 25.

**NAVIGABLE CHANNEL (M.).**

Power to authorize making of, and to acquire land for . . . . . Mad. Act I of 1870, ss. 2, 3, 21.

Appointment and powers of supervisor to remove or prevent, and penalty for causing, obstructions to navigation in . . . . . Mad. Act I of 1870, ss. 9—12.

● Making, publication and penalty for breach of rules for management of, and for control of vessels in . . . . . Mad. Act I of 1870, ss. 22, 23.

Jurisdiction over, and recovery of penalties for offences relating to . . . . . Mad. Act I of 1870, ss. 26, 27.

Limitation, notice and tender of amends in suits for things done in pursuance of powers in relation to . . . . . Mad. Act I of 1870, s. 28.

Tolls on. *See TOLLS ON FERRIES, &c. (M.).*

Ferries on. *See FERRIES (M.).*

*See also CANAL AND FERRY FUND.*

**NAVIGABLE CHANNEL (Be.).**

Power to authorize making, &c., of, and to acquire land for . . . . . Ben. Act V of 1864, ss. 2—4.

Appointment of supervisor, and removal, prevention of, and penalty for obstructions in . . . . . Ben. Act V of 1864, ss. 13—16.

Making, publication and penalty for breach of rules for management of, and for control of vessels in . . . . . Ben. Act V of 1864, ss. 11, 12.

Jurisdiction over, and recovery of penalty for offences relating to . . . . . Ben. Act V of 1864, ss. 17, 18.

Tolls on. *See TOLLS ON FERRIES, &c. (Be.).*

**NAVIGATION.**

Obstructions to, in ports, power to remove . . . . . Act XII of 1875, ss. 11, 15.  
 in large rivers, power of Magistrates and Deputy Commissioners to remove . . . . . Ben. Reg. XI of 1825, s. 5.

(O.) Act XVIII of 1876, s. 3, sch. II.

(P.) Act IV of 1872, s. 3, sch. I.

(C.) Act XX of 1875, s. 3, sch.





**NAVIGATION—cont.**

Obstructions to, in fisheries prohibited . . . . . (Bu.) Act VII of 1875, ss. 6, 7.  
*See also* BOMBAY CITY; BUOY; COLABA; GANGES; LIGHT-HOUSE; MERCHANT SHIPPING.

**NAVY.**

Governor General's sanction requisite to introduction of measures affecting  
 24 & 25 Vic., c. 67, s. 19.  
 Offences relating to, committed by persons not belonging to, Act XLV of 1860, ss. 131—140.  
 Officer of, empowered to enter vessel hoisting unlawful colours in port and remove the colours  
 Act XII of 1875, s. 73.  
 Shipment of stores and wine and spirits duty-free for use of officers of  
 Act VIII of 1878, ss. 44—46.  
 Officers or men of, arrested for smuggling, how dealt with . . . . . Act VIII of 1878, s. 177.  
 Indian Ports Act not to apply to ships of Her Majesty's or Indian or Foreign  
 Act XII of 1875, s. 2 (c).  
 Native Passenger Ships Act not applicable to ships in British or foreign  
 Act VIII of 1876, s. 2 (d) (e).  
*See* ADMIRALTY; BOMBAY TOWN POLICE DISTRICT, 2; CALCUTTA POLICE DISTRICT, 2;  
 INDIAN NAVY; MADRAS TOWN POLICE DISTRICT, 2; MUTINY.

**NAWÁB NÁZIM.**

Appointment, procedure and powers of Commission for ascertaining debts of  
 Act XVII of 1873, ss. 1, 10, 13, 16,  
 Commissioners to ascertain property held by Government for upholding dignity of family of  
 Act XVII of 1873, ss. 12, 13.  
 Bar of suits against . . . . . Act XVII of 1873, s. 11.  
 Incapacity of, to contract . . . . . Act XVII of 1873, s. 14.  
 Secretary of State and Government of India not liable for debts of . . . . . Act XVII of 1873, s. 15.

**NAWÁB OF ARCOT. *See* ARCOT.****NAWÁB OF CARNATIC.**

Exemption of certain members of family of, from civil and criminal process  
 Act XXXVII of 1858.  
*See also* PRINCE OF ARCOT.  
 Receiver of property of, appointment, suspension, removal and powers of . . . . . Act XXI of 1868.  
*See* CARNATIC.

**NAWÁB OF SURAT.**

Exemption of certain members of family of, from civil or criminal process  
 Act XVIII of 1848, s. 1.  
 Special provisions regarding administration of property of, limitation of suits against  
 members of family of, and registration of deeds affecting property of  
 Act XVIII of 1848, ss. 2—4.

**NAZARÁNÁS.**

Recoverable as arrears of land revenue . . . . . Bom. Act V of 1879, s. 187.  
*See* ALIENATED LANDS (Bo.); INÁMS (Bo.).

**NÁZIM OF BENGAL.**

Execution of process within precincts of palace of, at Murshidábád . . . . . Act XXVII of 1854.

**NÁZIR (Bo.).**

Of District Courts to be in charge of civil jail . . . . . Bom. Act II of 1874, ss. 10, &c.

**NAZUL PROPERTY.**

Register of, how and by whom maintained . . . . . Ben. Act VII of 1876, s. 9.  
 (O.) Act XVII of 1876, ss. 56 (f), 58, 59.  
*See* ESCHEATS.

**NECESSARIES.**

Liability for, supplied to person incompetent to contract . . . . . Act IX of 1872, s. 68.  
*See* LASCARS.

**NEGLIGENCE.**

- Facts showing, when relevant in evidence . . . . . Act I of 1872, s. 14.  
 Proof of, as against carrier not required . . . . . Act III of 1865, s. 4.  
 . . . . . Act IV of 1879, s. 13.  
 Of partner, liability for . . . . . Act IX of 1872, s. 250.  
 Agent how far responsible for . . . . . Act IX of 1872, s. 212.  
 Principal how far responsible to agent for. *See* **PRINCIPAL AND AGENT**, 4.  
 Manager of Court of Wards when liable for . . . . . (N.) Act XIX of 1873, s. 206 (f).  
 . . . . . (O.) Act XVII of 1876, s. 177 (f).  
*See* **ANIMALS; COMMON CARRIER; DEATH, I; EXPLOSIVE SUBSTANCE; FIRE; LAM-  
 BARDAR (N.); MACHINERY; POISON; PUBLIC WAY; RECEIVER.**

**NEGOTIABLE INSTRUMENT.**

1. Suits on. | 2. Dealing with in execution of decree. | 3. Stamping of.

**1. Suits on.**

- Summary procedure on, unless defendant shows defence on the merits within specified time  
 Act X of 1877, ss. 532, 533, 536, 537, sch. IV, No. 172.  
 Act XV of 1877, sch. II, No. 159.  
 power to set aside decree on, order instrument to be deposited in court  
 and take security for costs from plaintiff  
 . . . . . Act X of 1877, ss. 534, 535.  
 to what courts applicable . . . . . Act X of 1877, s. 538.  
 limitation of time for . . . . . Act XV of 1877, s. 4, sch. II, No. 5.  
 Costs of noting non-acceptance of, recoverable summarily . . . . . Act X of 1877, s. 536.  
 Power to sue jointly or severally parties to . . . . . Act X of 1877, s. 29.  
 Lost, decree on what terms given in . . . . . Act X of 1877, s. 61.  
 . . . . . Act XII of 1879, s. 1.  
 Forms of plaint in . . . . . Act X of 1877, sch. IV, Nos. 29-48.  
 Limitation of time for . . . . . Act XV of 1877, s. 4, sch. II, Nos. 69-80.

**2. Dealing with in execution of decree.**

- Endorsement of, decree for, how enforced . . . . . Act X of 1877, ss. 261, 262.  
 draft for execution by court, preparation of and objections to  
 . . . . . Act X of 1877, s. 261.  
 orders as to, appealable to High Court  
 . . . . . Act X of 1877, ss. 588 (15), 589.  
 . . . . . Act XII of 1879, ss. 90, 91.  
 Mode of effecting attachment of, in execution of decree . . . . . Act X of 1877, s. 270.  
 Sale of, in execution of decree may be made through broker . . . . . Act X of 1877, s. 296.  
 Delivery and endorsement of, after sale in execution of decree and receipt of interest on, while  
 under attachment . . . . . Act X of 1877, ss. 299, 302.  
 Procedure for recovery of proceeds of, on attachment in execution of decree of Presidency  
 Courts of Small Causes . . . . . Act IX of 1850, s. 70.

**3. Stamping of.**

- Drawn or made out of British India, chargeable with stamp duty on negotiation in British  
 India . . . . . Act I of 1879, ss. 5 (b), 18.  
 use of adhesive stamp for . . . . . Act I of 1879, s. 10 (b).  
 Payable on demand, power of payee to stamp, though received by him unstamped  
 . . . . . Act I of 1879, s. 44.  
 use of adhesive stamp for . . . . . Act I of 1879, s. 10 (a).  
 Stamp duty on, amount of . . . . . Act I of 1879, ss. 4 & 5, sch. I, Nos. 11, 19.  
 by whom payable . . . . . Act I of 1879, s. 29 (a).  
 Not duly stamped, cannot be subsequently validated by Collector or Court  
 . . . . . Act I of 1879, ss. 31, 34, 37, 38.  
 Unnegotiated or incomplete, stamp used for, when refundable . . . . . Act I of 1879, s. 51 (b) (c).  
 Transfer by endorsement of, exempt from stamp duty . . . . . Act I of 1879, ss. 4, 5, sch. II, No. 17.  
 Penalty for post-dating with intent to defraud Government of stamp duty . . . . . Act I of 1879, s. 67.  
 not drawing full number of bills purporting to be in sets . . . . . Act I of 1879, s. 66.  
*See* **BILLS OF EXCHANGE; PROMISSORY NOTE.**





NEGOTIATIONS. *See* SECRET COMMITTEE.

NET PROFITS. *See* COURT FEES, 3; LOCAL INVESTIGATION.

NETHERLANDS. *See* BENCOOLEN.

#### NEW TRIAL.

When allowable on ground of improper admission or rejection of evidence

Act I of 1872, s. 167.

On conviction passed on evidence not wholly recorded by convicting magistrate

Act X of 1872, s. 328.

Act IV of 1877, s. 156.

Power of High Court to order as court of revision . . . Act X of 1872, ss. 297, 299, 451.

on reference of sentence for confirmation, Act X of 1872, s. 288.

on appeal from acquittal . . . Act X of 1872, s. 272.

Act IV of 1877, s. 168.

Power of appellate court to order . . . Act X of 1872, ss. 280, 284, 451.

Act XI of 1874, s. 28.

Act IV of 1877, s. 174.

On amendment of charge . . . Act X of 1872, ss. 448, 451.

Act X of 1875, s. 12.

Act IV of 1877, s. 102.

On absence of any juror . . . Act X of 1872, s. 254.

all assessors . . . Act X of 1872, s. 259.

On discharge of jury by High Court . . . Act X of 1875, s. 100.

On ground of irregularity as to place of trial . . . Act X of 1872, s. 70.

Act IV of 1877, s. 24.

When may be granted in Presidency Court of Small Causes . . . Act IX of 1850, ss. 43, 53.

and on what terms allowable in Mufassal Court of Small Causes . . . Act XI of 1865, s. 21.

(Aj.) Reg. I of 1877, s. 33.

*See* PRIVY COUNCIL, 3; RECORDER OF RANGOON, 2.

#### NEW ZEALAND.

Subject of Her Majesty born, naturalized or domiciled in :—

is European British subject . . . Act X of 1872, s. 71.

is subject to provisions relating to European vagrancy, . . . Act IX of 1874, s. 3.

#### NEXT FRIEND.

How and by whom appointed in case of suit by wards of court

Ben. Act IX of 1879, ss. 51, 52.

*See* COSTS, I (c); MINOR, 4.

#### NICOBAR ISLANDS.

European Vagrancy Act how far extends to . . . Act IX of 1874, s. 1.

*See* ANDAMAN AND NICOBAR ISLANDS.

#### NIJ-JOT.

Right of occupancy not acquired in, when let from year to year, or for a term

Act X of 1859, s. 6.

Ben. Act VIII of 1869, s. 6.

Ben. Act I of 1879, s. 6.

*See* SETTLEMENT OF LAND (Bc.), 1.

#### NILGIRI HILLS.

Commissioner of. to have powers of District and Sessions Judge, Subordinate Judge and Collector

Mad. Act I of 1868, s. 1.

Act III of 1873, s. 29.

to hear appeals from Assistant Commissioner's civil, revenue and magisterial decisions . . . Mad. Act I of 1868, ss. 4, 7.

Assistant Commissioner of, appointment of . . . Mad. Act I of 1868, s. 2.

to have powers of District Munsif . . . Mad. Act I of 1868, ss. 3, 4.

Magistrate of District

Mad. Act I of 1868, ss. 5, 7.

Assistant Collector . . . Mad. Act I of 1868, ss. 6, 7.



**NILGIRI HILLS—cont.**

Commissioner and Assistant Commissioner of:—

Suits against, and appeals to civil court from, to lie to District Court of Coimbatore . . . . . Mad. Act I of 1868, ss. 8, 9.  
 Act III of 1873, s. 29.

To be subject to control of High Court and Board of Revenue

Mad. Act I of 1868, ss. 10, 11.

Act III of 1873, s. 29.

Powers of, not affected by Madras Civil Courts Act . . Act III of 1873, s. 29.

Investiture of jointly or separately with, and rules for guidance of, in exercise of powers of Judge of Court of Small Causes, Act XVIII of 1868, ss. 1—3.

Saving of power to invest residents of, with magisterial power . . . . . Mad. Act I of 1868, s. 14.

Ordinary laws of Madras Presidency to apply to . . . . . Mad. Act I of 1868, s. 12.

Act III of 1873, s. 29.

NILGIRIS GAME AND FISHING PRESERVATION ACT. . . . . Mad. Act II of 1879.

NIBGANTI. *See* VILLAGE CESS (M.); VILLAGE SERVANTS (M.).NOMINATION. *See* CADETSHIPS.**NON-AGRICULTURAL CLASSES.**Duty on. *See* HOUSE DUTY; PANDHARI TRADE LICENSE.**NON-BAILABLE OFFENCE.**

Definition of . . . . . Act X of 1872, s. 4.

Act IV of 1877, s. 6.

Causing malicious injury to telegraph apparatus, included in . . . . . Act I of 1876, s. 15.

Bail when to be taken for person accused of . . . . . Act X of 1872, s. 389.

Act IV of 1877, s. 71.

Conviction of, forms ground for challenge to juror . . . . . Act X of 1875, s. 47.

of declaration of disqualification for charge of estates

(N.) Act XIX of 1873, s. 194 (f).

(O.) Act XVII of 1876, s. 162 (f).

Private person when may arrest person committing. *See* ARREST, 2 (h).

Village officials, &amp;c., bound to report commission of, or intent to commit

Act X of 1872, s. 90 (e).

Act XVI of 1873, s. 8.

Act XVIII of 1876, s. 34.

Tribes systematically committing. *See* CRIMINAL TRIBES.**NON-COGNIZABLE OFFENCE.**

Definition of . . . . . Act X of 1872, s. 4.

Police when authorized to arrest without warrant person committing . . Act X of 1872, s. 93.

Fee on taking down complaint of, when not made on stamped petition, Act VII of 1870, s. 18.

*See* POLICE, 4 (b); SUMMONS CASE.**NON-JOINDER. *See* JOINDER; PLRA.****NON-OFFICIAL PERSONS.**

Not less than half the Additional Members of Council to be . . . . . 24 &amp; 25 Vic., c. 67, ss. 10, 14.

**NON-REGULATION DISTRICTS. *See* RENT SUITS (N.), 5.****NON-REGULATION PROVINCES.**

Laws made for, declared valid . . . . . 24 &amp; 25 Vic., c. 67, s. 25.

Investiture of Magistrate of District in, with extraordinary powers for trial of offences and passing sentences . . . . . Act X of 1872, s. 36.

**NON-SUIT.**

Judgment of, when may be passed in Presidency Courts of Small Causes

Act IX of 1850, ss. 42, 53.

*See* WITHDRAWAL OF SUIT.**NORTHERN CIRCARS.**

Ceded colonies in, to be under jurisdiction of Fort St. George, . . . . . 6 Geo. IV., c. 85, s. 20.





- NORTHERN INDIA CANAL AND DRAINAGE ACT** . . . . . Act VIII of 1873.
- NORTHERN INDIA FERRIES ACT** . . . . . Act XVII of 1878.
- NORTHERN INDIA LICENSE ACT** . . . . . Act II of 1878.
- NORTHERN INDIA TAKKÁVÍ ACT** . . . . . Act X of 1879.
- NORTH-WESTERN PROVINCES.**  
 Governor General in Council may appoint a Lieutenant-Governor of . 5 & 6 Wm. IV, c. 52, s. 2.  
 Power to establish High Court in . . . . . 24 & 25 Vic., c. 104, s. 16.  
 Letters Patent establishing High Court for . . . . . 17th March 1866.  
*See AGRA; HIGH COURT, 4; HIGH COURT (Be., N), 3.*
- NORTH-WESTERN PROVINCES LOCAL RATES ACT** . . . . . Act III of 1878.
- NORTH-WESTERN PROVINCES RENT ACT** *Patents IX. 1879* . . . . . Act XVIII of 1873.
- NORTH-WESTERN PROVINCES VILLAGE AND ROAD POLICE ACT** . . . . . Act XVI of 1873.
- NOT-GUILTY.** *See PLEA.*
- NOTARIAL ACT.**  
 Stamp duty on, amount of . . . . . Act I of 1879, ss. 4, 5, sch. I, No. 45.  
 use of adhesive stamp for . . . . . Act I of 1879, s. 10 (d).
- NOTARY PUBLIC.**  
 Authentication by, of power of attorney to present document for registration . . . . . Act III of 1877, s. 33 (c).  
 Certificate under seal of, as to copy of foreign public document . . . . . Act I of 1872, s. 78 (6).  
*See BILL OF EXCHANGE; NOTARIAL ACT; POWER OF ATTORNEY.*
- NOTE.** *See BANK NOTE; BROKER; PAPER CURRENCY.*
- NOTE OF EVIDENCE.**  
 Judge's. *See EVIDENCE, 2; PRIVY COUNCIL, 3.*
- NOTE OF PROTEST.**  
 By master of ship, chargeable with what stamp duty . . . . . Act I of 1879, ss. 4, 5, sch. I, No. 47.
- NOTICE.**  
 1. Generally. | 2. In writing. | 3. Manner of Service.
- 1. Generally.**  
 Of claim for damages for breach of—  
 contract to be given on acceptance of performance at time other than that agreed on . . . . . Act IX of 1872, s. 55.  
 warranty at what time and in what case to be given . . . . . Act IX of 1872, s. 118.  
 Of sale of pledge to be given to pawnor . . . . . Act IX of 1872, s. 176.  
 To agent, how far binding on principal . . . . . Act IX of 1872, s. 229.  
 Of termination of contract of agency required . . . . . Act IX of 1872, s. 206.  
 Of dissolution of partnership required . . . . . Act IX of 1872, s. 264.  
 Of substance . . . . . 10 Geo. III, c. 47, s. 7.  
 To creditors. *See INSOLVENT DEBTORS, 1 (b).*  
 Of insolvency. *See INSOLVENT DEBTORS, 1 (b).*  
 Of articles of war. *See ARTICLES OF WAR.*
- 2. Notice in writing.**  
 To be given before application for stay of proceedings or transfer of suit, in cases where plaintiff has option as to place of suing . . . . . Act X of 1877, ss. 20-24.  
 Of application to set aside dismissal of suit for default . . . . . Act X of 1877, s. 103.  
 ex-parte decree . . . . . Act X of 1877, s. 109.  
 Of relinquishment of occupancy, or land when required . . . . . Bom. Act V of 1879, s. 74.  
*See also LANDLORD AND TENANT.*  
 Of ejectment. *See EJECTMENT; LANDLORD AND TENANT.*

**NOTICE—cont.****2. Notice in writing—cont.**

Of enhancement of rent. *See* LANDLORD AND TENANT.

Of production of documents. *See* NOTICE TO PRODUCE.

Required before cancelment or surrender of ferry lease . . . Act XVII of 1878, ss. 10, 11.

Of withdrawal or surrender of excise license, duration of and effect of default as to giving

Act X of 1871, ss. 32, 34, 35.

Ben. Act VII of 1878, ss. 27, 29, 30.

To or by Presidency Banks how given . . . Act XI of 1876, ss. 59—62.

*See* APPEAL, 1 (c), 2 (c); EXECUTION OF DECREE, 1; INJUNCTION; INTERLOCUTORY ORDER; JUDICIAL NOTICE; PAYMENT INTO COURT; PROCESS; RENT SUITS.

**3. Manner of Service.**

In proceedings for resumption of revenue-free lands . . . Ben. Reg. II of 1819, s. 5.

Issued by Local Fund . . . Mad. Act IV of 1871, s. 73.

Issued by revenue officers. *See* REVENUE COURT; REVENUE OFFICERS.

In civil proceedings . . . Act X of 1877, s. 94.

**NOTICE OF APPEAL.**

Service of, in criminal cases . . . Act IV of 1877, s. 173.

*See* APPEAL, 1 (c), 2 (c).

**NOTICE OF DEMAND.** *See* LAND REVENUE (Bo.), &c., 2.

**NOTICE OF MARRIAGE.** *See* MARRIAGE, 2.

**NOTICE OF PROCEEDINGS.**

Other than suit, for act done under Sea Customs Act . . . Act VIII of 1878, s. 198.

Indian Arms Act . . . Act XI of 1878, s. 33.

Salt Excise Law . . . Mad. Act VI of 1871, s. 42.

Ben. Act VII of 1864, s. 41.

Bom. Act VII of 1873, s. 62.

**NOTICE OF PROTEST.**

Of Bill of Exchange . . . 9 Wm. 3, c. 17, s. 1.

To tenant of grant . . . 4 & 5 Anne, c. 3, s. 10.

**NOTICE OF SUIT.**

To be given to Secretary to Government or Collector previous to suing Secretary of State for

India in Council . . . Act X of 1877, s. 424.

Against soldier . . . 42 & 43 Vic., c. 33, s. 138.

To be given previous to suing public officer for act done—

In official capacity . . . Act X of 1877, s. 424.

Act XII of 1879, s. 71.

By Municipal Commissioners in pursuance of duty

Act IV of 1873, s. 19.

Act XV of 1873, s. 43.

Act VII of 1874, s. 40.

Mad. Act III of 1871, s. 168.

Mad. Act V of 1878, ss. 409, 410.

Bom. Act III of 1872, s. 287.

Bom. Act VI of 1873, s. 86.

Ben. Act IV of 1876, s. 357.

Ben. Act V of 1876, s. 374.

By Police Officer in execution of duty . . .

Act V of 1861, s. 42.

Act XXIV of 1859, s. 53.

Bom. Act VII of 1867, s. 42.

Act XLVIII of 1860, s. 29.

Mad. Act VIII of 1867, s. 75.

Ben. Act. IV of 1866, s. 99.

Bom. Act VI of 1879, s. 87.

Act XV of 1879, s. 52.

By Rural Police . . .

(Bu.) Act II of 1880, s. 19.

Under Canals and Ferry Act . . .

Mad. Act I of 1870, s. 28.

Contagious Diseases Act . . .

Act XIV of 1868, s. 25.

Excise law . . .

Mad. Act III of 1864, s. 30A.

Mad. Act V of 1879, s. 4 (x).

Act XIX of 1852, s. 38.





**NOTICE OF SUIT—cont.**To be given previous to suing public officer for act done—*cont.*

Under Howrah Bridge Act . . . . .	Ben. Act IX of 1871, s. 27.
Land Acquisition Act . . . . .	Act X of 1870, s. 58.
Naval Prize Act . . . . .	27 & 28 Vic., c. 25, s. 51.
Presidency Court of Small Causes Act . . . . .	Act IX of 1850, s. 111.
Puri Lodging Houses Act . . . . .	Ben. Act IV of 1871, s. 36.
Salt Excise Law . . . . .	Bom. Act VII of 1873, s. 62.
	Mad. Act VI of 1871, s. 42.
	Ben. Act VII of 1864, s. 41.
Village Chankidari Act . . . . .	Ben. Act VI of 1870, s. 63.
Volunteers Act . . . . .	Act XX of 1869, s. 26.

**NOTICE TO PRODUCE.**

When necessary to let in secondary evidence . . . . .	Act I of 1872, ss. 65 (a), 66.
When unnecessary . . . . .	Act I of 1872, s. 66, prov.
Party to civil suit entitled to demand inspection of document by . . . . .	Act X of 1877, s. 131.
	Act XII of 1879, ss. 1, 18.
May be given to attorney or pleader . . . . .	Act XVIII of 1872, s. 6.
Duty of party receiving . . . . .	Act X of 1877, s. 132.
Consequences of non-compliance with . . . . .	Act I of 1872, s. 164.
	Act X of 1877, ss. 131, 136.
	Act XII of 1879, s. 19.
Presumption as to attestation, execution and stamping of document not produced after . . . . .	Act I of 1872, s. 89.
Power of court to compel compliance with . . . . .	Act X of 1877, ss. 133—135.
Sample form of . . . . .	Act X of 1877, sch. IV, No. 124.
Party calling for and inspecting document by, bound to put it in evidence . . . . .	Act I of 1872, s. 163.

**NOTICE TO QUIT. See LANDLORD AND TENANT.****NOTIFICATIONS.**Proof of. *See* PUBLIC DOCUMENT.

Of disallowance of laws made by Governor General in Council . . . . . 24 &amp; 25 Vic., c. 67, s. 21.

Of cession of territory. *See* CONCLUSIVE PROOF, 1.*See also* PUBLIC RECORD; RECITAL.**NOTTAKARAN. See SARAF.****NUISANCE.**

Under Municipal and Police Acts, triable summarily by Bench of 2nd or 3rd class

Act X of 1872, s. 225.

Injunction to prevent, when issuable by civil court . . . . . Act I of 1877, ss. 54, ill. (s) (t), 56 (g).

Removal of, in ports . . . . . Act XII of 1875, ss. 11—13.

*See* LOCAL NUISANCE; MUNICIPALITIES, 4; PUBLIC NUISANCE.**NUTS. See MERCHANT SHIPPING 5 (b).****NUX VOMICA. See POISON\* (Bo.).****O.****OATHS AND AFFIRMATIONS.**

1. Form and definition of.

2. Persons authorized to administer.

3. By what persons to be made.

4. Official Oaths

5. Offences connected with

**1. Form and definition of.**

Proceedings and evidence not invalidated by irregularity in or omission of

Affirmation when may be substituted for Oath . . . . .

Act X of 1873, s. 13.

Act X of 1873, s. 6.



### 1. Form and definition of—cont.

**Oath includes affirmation or dec**

**2. Persons authorized to administer.**

**For purpose of affidavit**

**Arbitrators appointed to settle dispute between registered companies, &c.**  
Act X of 1866, ss. 85, 180.

*See* COMMANDING OFFICER; COURT-MARTIAL, 2; PRIVY COUNCIL, 3.

*See* **INSOLVENT DEBTORS; KARNAMS; SHORTHAND WRITER.**

21 & 22 Vic., c. 106, s. 69.





**OATHS AND AFFIRMATIONS—cont.****5. Offences connected with.**

- Refusal to take, punishment for . . . . . Act XLV of 1860, s. 178.  
 before Military Court, punishment of . . . . . (Be., N.). Ben. Reg. XX of 1825, s. 4.  
 (P.) Act IV of 1872, s. 3, sch. I.  
 False statement on, punishment for . . . . . Act XLV of 1860, s. 181.  
*See FALSE EVIDENCE.*

**OATH OF ALLEGIANCE.**

- Form of, in case of alien . . . . . Act XXX of 1852, s. 10 & sch.  
 33 & 34 Vic., c. 14, s. 9.  
 33 & 34 Vic., c. 102, s. 1.  
 Affirmation may be substituted for . . . . . Act XXX of 1852, s. 13.  
 By whom to be administered . . . . . Act XXX of 1852, s. 11.

**OBJECTIONS.**

- To attachment. *See ATTACHMENT OF PROPERTY, 1 (d).*  
 To jurors. *See JURORS.*  
*See also LIMITATION OF TIME, 4 (b) (iii); PARTITION OF ESTATES; RESPONDENT.*

**OBLIGATION.**

- For necessities supplied to person incompetent to contract . . . . . Act IX of 1872, s. 68.  
 For payment made on behalf of another by person interested . . . . . Act IX of 1872, s. 69.  
 Of person enjoying benefit of non-gratuitous act . . . . . Act IX of 1872, s. 70.  
 Of finder of goods . . . . . Act IX of 1872, s. 71.  
 Of person to whom money is paid or thing delivered by mistake . . . . . Act IX of 1872, s. 72.  
*See also CONTRACT.*

**OBSCENE BOOKS.**

- Importation of, prohibited . . . . . Act VIII of 1878, s. 18 (c).  
 Sale, importation, printing, or possession of—  
 punishment for . . . . . Act XLV of 1860, ss. 292, 293.  
 triable summarily by Bench of 2nd and 3rd class, . . . . . Act X of 1872, s. 225.

**OBSCENE SONGS.**

- Reciting, singing, or uttering, penalty for . . . . . Act XLV of 1860, s. 294.  
 triable summarily by Bench of 2nd or 3rd class  
 Act X of 1872, s. 225.

*See also DRAMATIC PERFORMANCES.*

**OBSTRUCTION.**

- Of way or watercourse, limitation of time for suit for, . . . . . Act XV of 1877, s. 4, sch. II, No. 37.  
 Order for prevention of. *See NUISANCE.*  
 Of public servant. *See AHKARI; LAND REVENUE; POLICE (M.), &c., 4.*  
 To Navigation. *See DRAINAGE WORK; NAVIGABLE CHANNEL; NAVIGATION.*  
 Arrest of person causing, to Police. *See ARREST, 2 (a).*  
*See DISTRESS FOR RENT; EXECUTION OF DECREE, 4; LAND, 2 (d); PROCESS; SALE;*  
*VILLAGE HEADMEN (P.); VILLAGE WATCHMEN (P.).*

**OCCUPANCY.**

- Of land, valuation of suit to recover . . . . . Act VII of 1870, s. 7, xi (e).  
*See RIGHT OF OCCUPANCY.*

**OCCUPANCY TENANTS. *See LANDLORD AND TENANT; SIR LAND.*****OCCUPATION. *See LAND, 1.*****OCCUPIER. *See IRRIGATION.*****OCTROI. *See MUNICIPALITIES (N. O.), &c., 3.*****OFFENCES.**

- In India, triable in England . . . . . 11 & 12 Wm. III, c. 12.  
 13 Geo. III, c. 63, ss. 41–43.  
 24 Geo. III, c. 25, ss. 64–67, 73–82.  
 Commission for trial of persons accused of . . . . . 26 Geo. III, c. 57, ss. 1–14.

**OFFENCES—cont.**

Committed by public servants may be prosecuted in Queen's Bench 42 Geo. III, c. 85, s. 1.  
*See PREROGATION.*

Committed by British Subjects out of British India. *See FOREIGN TERRITORY; HIGH SEAS; SEA.*

Committed previously to 1862, punishable under Penal Code . . . (P.) Act IV of 1872, s. 39.  
 (Aj. Reg. III of 1877, s. 29.

Made up of several offences, limit of punishment for . . . Act XLV of 1860, s. 71.  
*See REPEAL.*

**OFFENDER.**

Harbouring, or taking, or offering gift to screen . . . Act XLV of 1860, ss. 212—216.

**OFFENSIVE TRADES.**

Licensing of, and restrictions on. *See BOMBAY CITY MUNICIPALITY, 4; CALCUTTA MUNICIPALITY, 4; MADRAS CITY MUNICIPALITY, 4; MUNICIPALITIES (M.), &c., 4.*

Fouling water by. *See BOMBAY CITY MUNICIPALITY, 4; CALCUTTA MUNICIPALITY, 4; MADRAS CITY MUNICIPALITY, 4.*

**OFFICERS.** *See ARMY; GOVERNMENT SERVANTS; PUBLIC OFFICER.*

**OFFICES.**

Persons failing to return to India within five years disentitled to restoration of  
 33 Geo. III, c. 52, s. 70.  
 53 Geo. III, c. 155, s. 84.

Corrupt bargains for . . . 33 Geo. III, c. 52, s. 66.

Act for the further prevention of the sale and brokerage of . . . 49 Geo. III, c. 126.

Offences against 5 and 6 Ed. VI, c. 16, committed abroad to be tried in Queen's Bench

49 Geo. III, c. 126, s. 14.

Held by insolvent. *See INSOLVENT DEBTORS, 1 (c).*

**OFFICIAL ASSIGNEE.**

For Court of Recorder of Rangoon, appointment, powers and duties of  
 Act XVII of 1875, s. 66.

For Court for Relief of Insolvent Debtors. *See INSOLVENT DEBTORS, 1(c).*

**OFFICIAL GAZETTE.**

Publication in, of lists of common and special jurors in presidency towns. Act X of 1875, s. 44.  
 of certificate by Inspector General of Jails of fitness of reformatory school

Act V of 1876, s. 6.  
 of notice as to cessation of Presidency Banks to act as bankers for Government

Act XI of 1876, s. 38.

of special meetings of Presidency Banks . . . Act XI of 1876, s. 50.

what matters to be notified in by Directors of Presidency Banks

Act XI of 1876, ss. 33, 49, 50.

Effect of notification in, of removal of nuisance in port . . . Act XII of 1875, s. 12.  
*See GAZETTE; GAZETTE OF INDIA.*

**OFFICIAL LOGS.** *See MERCHANT SHIPPING, 9.*

**OFFICIAL TRUSTEE.** *Act II 65/1876*

Appointment, suspension and removal of . . . ~~Act XVII of 1864, ss. 4-7~~ 3

Administrator General may hold office of . . . Act II of 1874, s. 9.

In respect of what property may be appointed trustee . . . Act XVII of 1864, ss. 8, 10, 32.

Appointment of, as trustee of assets carried to separate accounts by the Administrator General

Act II of 1874, s. 32.

Payment to, of sum secured by insurance on life of husband for benefit of wife and children

Act III of 1874, s. 6.

Remuneration and duties of, and keeping and auditing of accounts of

~~Act XVII of 1864, ss. 9, 11, 12, 16, 19, 20-27.~~ 3

Must be sole trustee . . . Act XVII of 1864, s. 13.

Recovery of defalcations from . . . Act XVII of 1864, ss. 28—31.

Suits by and against . . . Act XVII of 1864, s. 18.

Registration of document executed by, in official capacity . . . Act III of 1877, s. 88.





**OIL.**

Boiling or heating, within port limits, penalty for . . . . . Act XII of 1875, s. 24.  
*See INFLAMMABLE OIL; OFFENSIVE TRADES.*

**OMISSION.** *See ASSISTANCE; DOCUMENT; ILLEGAL OMISSION; INFORMATION.*

**OPINION.**

Statement of, by person who cannot be called as witness, when admissible in evidence . . . . . Act I of 1872, s. 32 (4).  
 Grounds of, when relevant in evidence . . . . . Act I of 1872, s. 51.  
 What and when admissible in evidence. *See ART; CHARACTER; CHARITIES; CUSTOM; EXPERTS; FOREIGN LAW; HANDWRITING; MARRIAGE, I; RELATIONSHIP; RELIGIOUS ENDOWMENT; SCIENCE; TENETS; USAGES; WORDS.*  
 Courts may remit case for, of Court in other part and procedure thereon . . . 22 & 23 Vic., c. 63.  
*See QUEEN'S BENCH.*

**OPIMUM.**

Cultivation, manufacture, transport, import, export, warehousing, and sale of—  
 Prohibition and regulation of . . . . . Act I of 1878, ss. 4, 8.  
 Illicit, Rewards for information concerning . . . . . Act I of 1878, s. 13 (b).  
 Penalties for . . . . . Act I of 1878, ss. 9-13.  
 Powers of arrest and search in respect of . . . . . Act I of 1878, ss. 14-22.  
 Police to assist in suppressing . . . . . Ben. Reg. XX of 1817, s. 29 (g).  
 Burma Rural Police to give information of offences relating to . . . . . Act II of 1880, s. 14 (c).  
 Duty on. Imposition of . . . . . Act I of 1878, ss. 5, 6.  
 Recovery of . . . . . Act I of 1878, s. 23.  
 Customs duty leviable on, imported from one customs port into another . . . . . Act VIII of 1878, s. 20 (b).  
 Drawback not claimable on re-exportation of . . . . . Act VIII of 1878, s. 50 (d).  
 Confiscation of, when and by whom to be ordered . . . . . Act I of 1878, ss. 11-13.  
 Officers of excise, police, customs, salt, and revenue to assist in enforcing law relating to . . . . . Act I of 1878, ss. 14, 15, 17.  
 Officers of, bound to assist Akkari Officers . . . . . Bom. Act V of 1878, ss. 39, 52.  
 Recovery of dues from farmer of . . . . . Act I of 1878, s. 23.  
 from licensee of farmer of . . . . . Act I of 1878, s. 24.  
 penalties due under bond relating to . . . . . Act I of 1878, s. 25.  
 Jurisdiction in offences relating to . . . . . Act I of 1878, s. 3.  
*See ARAKAN HILL DISTRICT; SEA CUSTOMS.*

**OPIMUM (BE. N., O.).**

- |                                 |                   |
|---------------------------------|-------------------|
| 1. Officers of Opium Department | 3. Opium Produce. |
| 2. Cultivation of Poppy.        | 4. Offences.      |

**1. Officers of Opium Department.**

Appointment and duties of . . . . . Act XIII of 1857, s. 3.  
 Suit against, barred, without previous application to Agent for redress, . . . Act XIII of 1857, s. 4.  
 Penalty for receipt of illegal gratification by . . . . . Act XIII of 1857, s. 17.  
 Rules regarding arrest and summoning by police of, . . . . . Ben. Reg. XX of 1817, s. 29 (i)-(4).  
 Opium Agent, sanction of Board of Revenue required to suits by . . . Act XIII of 1857, ss. 5, 6.  
 Opium Agents and Commissioners of Opium to be civil servants . . . . . 22 & 25 Vic., c. 54.

**2. Cultivation of Poppy.**

Board to fix limits for . . . . . Act XIII of 1857, s. 7.  
 Optional with cultivators to engage for . . . . . Act XIII of 1857, s. 9.  
 Licenses for. Issue and contents of . . . . . Act XIII of 1857, s. 8.  
 Refusal of and appeal therefrom . . . . . Act XIII of 1857, s. 9.  
 Exemption from stamp duty of agreements of raiyats for . . . . .  
 bonds executed by sureties of middlemen for advances for . . . . . Act I of 1879, ss. 4, 5, sch. II, No. 2 (c).  
 Power of Government to allow, free of license . . . . . Act I of 1879, ss. 4, 5, sch. II, No. 8 (a).  
 . . . . . Act XIII of 1857, s. 31.









**ORDERS—cont.****1. Of Government—cont.**

Which Secretary of State may send, without communication with the Council of India

- Open to perusal of Members of Council of India . . . . . 21 & 22 Vic., c. 126, s. 27.  
 Signature of. *See* SECRETARY OF STATE FOR INDIA.  
 In Council, as to persons entering Indian forces of Crown. . . . . 21 & 22 Vic., c. 106, s. 57.  
 Of Court of Directors or Board of Control to remain in force . . . . . 21 & 22 Vic., c. 106, s. 59.

**2. Of Government Officer.**

- Limitation of time for suit to set aside . . . . . Act XV of 1877, s. 4, sch. II, No. 14.  
*See also* PUBLIC SERVANT, 4.

**3. Of Civil Courts.**

- Of Judicial committee in prize-appeals . . . . . 27 & 28 Vic., c. 25, s. 9.  
 Of High Court of Admiralty in prize-causes . . . . . 27 & 28 Vic., c. 25, s. 9.  
 Limitation of time for suit to set aside . . . . . Act XV of 1877, s. 4, sch. II, No. 13.  
 Appealable. *See* APPEAL, 1 (b) (c).  
 Non-appealable. *See* IRREGULARITY; REVISION.  
 When reckoned decree . . . . . Act X of 1877, s. 2.  
 . . . . . Act XII of 1879, s. 2.  
 Form and service of . . . . . Act X of 1877, s. 94.  
*See* COSTS; DECREE; INTERLOCUTORY ORDER; JUDGMENT.

**4. Criminal.**

- Other than final, may be re-called at any time . . . . . Act X of 1872, s. 464.  
 Appeal when allowed from. *See* APPEAL, 2 (a).

**5. Of Revenue Courts.**

When appealable. *See* REVENUE COURTS.

**ORDINANCES. *See* EMERGENCY.****ORDINATION.**

- By Archbishops of Canterbury and York, and Bishop of London . . . . . 50 Geo. III, c. 60, s. 1.  
 Bishop of Calcutta's power of . . . . . 4 Geo. IV, c. 71, s. 6.

**ORIENTAL GAS COMPANY.**

- Powers of, for breaking up streets and entering on land, &c., for purpose of laying down  
 and removing pipes, &c. . . . . Act V of 1857, ss. 1—7, 10.  
 . . . . . Ben. Act I of 1880, s. 29.  
 entry for ascertaining quantity of gas consumed . . . . . Act V of 1857, s. 8.  
 recovery of rents due for gas . . . . . Act V of 1857, s. 9.  
 Meters of, not liable to distraint for rent . . . . . Act V of 1857, s. 11.  
 Penalty for fraudulent use of gas of, and for damaging property of, . . . . . Act V of 1857, ss. 12—14.  
 and enquiry into fouling of water by . . . . . Act V of 1857, ss. 15—21.  
 Memorandum and articles of association of, custody, inspection and proof of . . . . . Act V of 1857, s. 22.  
 Service of process on, recovery of penalties, &c. . . . . Act V of 1857, ss. 23—26.  
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**ORISSA.**

- Jurisdiction over British subjects residing in . . . . . 13 Geo. III, c. 63, s. 14.  
 . . . . . Charter 26th March 1774, s. 19.  
 Suits against Her Majesty's subjects in . . . . . 13 Geo. III, c. 63, s. 14;  
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 . . . . . 26 Geo. III, c. 57, s. 30.  
 Embankments in. *See* EMBANKMENTS (Be.), 2; SALT (B.).

**ORPHAN. *See* APPRENTICE.****ORPHAN FUND.**

- Deductions of arrears of subscription to . . . . . 26 & 27 Vic., c. 57, s. 23.

**ODDH.**

For certain purposes considered to be under same Local Government as North-Western Provinces . . . Act XIV of 1878, s. 6.  
*See* KING OF ODDH; NON-REGULATION PROVINCES.

ODDH AND ROHILKAND RAILWAY. *See* GUARANTEED RAILWAYS.

ODDH ESTATES ACT . . . . . Act I of 1869.

ODDH LAND REVENUE ACT . . . . . Act XVII of 1876.

ODDH LAWS ACT (*IV. 1878, Local Laws*) (~~XXII. 1866, Rent~~) Act XVIII of 1876.

ODDH SUB-SETTLEMENT ACT . . . . . Act XXVI of 1866.

ODDH TALUQDARS RELIEF ACT . . . . . Act XXIV of 1870.

**OUT-HOUSE.**

Power to break open, in executing distress warrant . . . . . Act I of 1875, s. 9.  
 on distraint for arrears of land revenue . . . . . Mad. Act II of 1864, s. 19.  
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*See* HOUSE.

OUTRAGES. *See* MATTILLAS; MURDEROUS OUTRAGES.

**OWNERSHIP.**

Presumption of. *See* PRESUMPTION, 2.

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**OYER AND TERMINER.**

Supreme Court at Fort William to be a Court of . . . . . 13 Geo. III, c. 63, s. 13.

## P.

**PACHWAÍ.**

Included among exciseable liquors . . . . . Act X of 1871, ss. 15, 24.  
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*See also* EXCISE.

PADDY. *See* RICE.

PAGODA. *See* DISTRICT CESSSES (Bu.); LAND (Bu.); RELIGION.

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In Calcutta and Suburbs.

Registration, and numbering of . . . . . Ben. Act V of 1866, ss. 43—45.

Licensing of, and wearing of ticket by bearers of . . . . . Ben. Act V of 1866, s. 48.

Fares, hiring, and plying for hire and offences by and against bearers of . . . . . Ben. Act V of 1866, ss. 46, 47, 49.

Property left in, by passengers how dealt with . . . . . Ben. Act V of 1866, s. 50.

Adjudication and disposal of penalties for, and amends for frivolous complaints of, . . . . . Ben. Act V of 1866, ss. 51—53.

offences regarding . . . . . Ben. Act V of 1866, ss. 51—53.

Power to extend provisions regarding, to other places . . . . . Ben. Act V of 1866, s. 54.

**PALKIS (Bo.).**

In Bombay Town and Suburbs. *See* PUBLIC CONVEYANCES (Bo.).

PALMAI. *See* BHUINHARI.





**PALM TREES (M.).**

Owners of, not compellable to draw toddy . . . . . Mad. Act III of 1864, s. 28.

**PAMPHLET. See BOOKS.****PANCHAYAT.**

May be a Court of Justice within the meaning of Penal Code . . . Act XLV of 1860, s. 20.

Member of, may be a Judge within the meaning of Penal Code . . . Act XLV of 1860, s. 19.

assisting Court of Justice, is a public servant . . . Act XLV of 1860, s. 21.

For assessment of Chaukidári Tax. *See* CHAUKIDARS.

*See* ARBITRATORS; DISTRICT PANCHAYT; UNION (Be.); VILLAGE PANCHAYAT.

**PANDHARI (C.).**

Persons liable to and limitation of rates of assessment of . . . Act XIV of 1867, ss. 1, 6.

Making, and penalty for breach of, rules for assessment and collection of

Act XIV of 1867, ss. 2—5.

**PANJAB. See LIEUTENANT-GOVERNOR; NON-REGULATION PROVINCES.**

PANJAB COURTS ACT ~~Act XIX of 1863~~ ~~Act XXII of 1874~~ *Act XVII of 1877.*

**PANJAB FRONTIER.**

Power of Local Government to direct removal of village from, on military grounds

Reg. I of 1872, s. 5.

Sanction of Commissioner required to erection of hamlet, village, tower or walled enclosure within five miles of . . . Reg. I of 1872, s. 2.

Powers of Deputy Commissioner to prohibit intercourse with, and to punish hostile frontier tribe . . . Reg. I of 1872, s. 1.

to fine village communities for harbouring criminals or combining to suppress evidence of offences, Reg. I of 1872, s. 3.

to require change of residence of person having blood feud with parties beyond . . . Reg. I of 1872, s. 4.

Breach of rules in force on, punishment and registration of . . . Reg. I of 1872, ss. 10, 11.

Punishment of man and married woman for adultery . . . Reg. I of 1872, s. 8.

Power of police to arrest without warrant on complaint of injured husband, &c., person committing offence under section 498, Indian Penal Code . . . Reg. II of 1876.

Trial of offences on, by convention of Beluch or Pathan elders . . . Reg. IV of 1873.

Regulations for control of cattle grazing on, in districts of Bannu, Derá Ismail Khán, and Derá Gházi Khán . . . Reg. I of 1874.

Penalties payable by owners of cattle on, carried off through gross negligence, &c., and recovered by police . . . Reg. I of 1874, s. 6.

Power of Local Government to authorize jágirdárs to collect land revenue assigned to them in kind . . . Reg. VII of 1874.

Powers of Commissioner and Magistrate of District to prohibit, punish, prevent, and take security from person suspected of intention of crossing . . . Reg. VII of 1873.

Power to extend Act V of 1861 to, with modifications . . . Reg. I of 1872, s. 12.

Special police powers of Commissioner and Deputy Commissioner in districts on

Reg. I of 1872, s. 12.

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PANJAB LAND REVENUE ACT . . . . . Act XXXIII of 1871.

**PANJAB LAWS ACT.**

Act so called . . . . . Act IV of 1872.

Amended . . . . . Act XV of 1875.

Act XII of 1878.

PANJAB MUNICIPAL ACT ~~Act XII of 1878~~ . . . . . Act IV of 1873.

**PANTOMIME. See DRAMATIC PERFORMANCES.****PAPER CURRENCY.**

Functions, and officers of Department of Issue . . . Act III of 1871, ss. 3—8.

Establishment of circles of issues . . . Act III of 1871, s. 5.

Supply and issue of notes in exchange for silver or gold coin or bullion

Act III of 1871, ss. 9—14.









**PARLIAMENT.**

- Proceedings in, touching offences in India . . . . . 13 Geo. III, c. 63, s. 43.
- Proposed increase of salaries to be laid before . . . . . 33 Geo. III, c. 52, s. 17.
- Reservation of its powers to legislate for India . . . . . 3 & 4 Wm. IV, c. 85, s. 51.
- Laws made by Governor General in Council to be laid before . . . . . 3 & 4 Wm. IV, c. 85, s. 51.
- Removal of Member of Council of India by address of . . . . . 21 & 22 Vic., c. 106, s. 11.
- Warrants made under Regimental Debts Act to be laid before . . . . . 26 & 27 Vic., c. 57, s. 36.
- Governors or Deputy Governors not to sit in House of Commons . . . . . 10 Geo. IV, c. 62.
- Directors appointed by Crown may sit in . . . . . 16 & 17 Vic., c. 95, s. 11.
- Secretary of State for India and his Under Secretary may sit in House of Commons . . . . . 21 & 22 Vic., c. 106, s. 4.
- Members of Council of India not to sit in . . . . . 21 & 22 Vic., c. 106, s. 12.
- Governor General in Council cannot affect authority of . . . . . 24 & 25 Vic., c. 67, s. 22.
- See* ACCOUNTS; ACTS OF PARLIAMENT; JUDICIAL NOTICE; PROBATION; REGULATIONS; RETURNS; SPEAKERS; STATEMENT; WAR.

**PARRICIDE. *See* MURDER.****PARSI. *See* MARRIAGE, 2 (c); SUCCESSION, 4.****PARSI MARRIAGE AND DIVORCE ACT . . . . . Act XV of 1865.****PARTIES TO SUITS.**

- Exemption of, from arrest while attending Court, &c. *See* ARREST, 3 (a).
- Competency of, as witnesses . . . . . Act IX of 1850, s. 46.
- Examination of, by Court . . . . . Act I of 1872, s. 120.
- Examination of, by Court . . . . . Act X of 1877, ss. 117—119, 147.
- under rules applicable to ordinary witnesses . . . . . Act XVII of 1879, s. 7.
- under rules applicable to ordinary witnesses . . . . . Act X of 1877, s. 178.
- under rules applicable to ordinary witnesses . . . . . Act XVII of 1879, s. 7.
- Consequence of refusal of, to give evidence or produce document . . . . . Act X of 1877, ss. 177, 588 (10).
- Entitled to appear without remuneration for co-suitor or co-defendant . . . . . Act XII of 1879, s. 90.
- Entitled to appear without remuneration for co-suitor or co-defendant . . . . . Act XX of 1865, s. 40.
- Entitled to appear without remuneration for co-suitor or co-defendant . . . . . Act X of 1877, s. 35.
- Entitled to appear without remuneration for co-suitor or co-defendant . . . . . Act XVII of 1875, ss. 84, 87.

*See* ABATEMENT OF SUIT; APPEARANCE; ISSUES.**PARTITION. (~~XXI~~ *de 1877*).**

- Law relating to, to be administered by Civil Courts . . . . . (P.) Act IV of 1872, s. 5.
- Law relating to, to be administered by Civil Courts . . . . . (O.) Act XVIII of 1876, s. 3.
- Law relating to, to be administered by Civil Courts . . . . . (Aj.) Reg. III of 1877, s. 4.
- Law relating to, to be administered by Civil Courts . . . . . (Tara) Reg. IV of 1876, s. 5.
- Instrument of, stamp duty on, amount of . . . . . Act I of 1879, ss. 4, 5, sch. I, No. 37.
- Instrument of, stamp duty on, amount of . . . . . by whom payable . . . . . Act I of 1879, s. 29 (c).
- Instrument of, stamp duty on, amount of . . . . . made by revenue officers exempted from compulsory registration . . . . . Act III of 1877, s. 17 (k).
- Final order for, by revenue authority, chargeable with stamp duty . . . . . Act I of 1879, ss. 3 (11), 29 (e).
- Local laws relating to, not affected by Code of Civil Procedure . . . . . Act X of 1877, s. 4.
- Decree for, when to be executed through Collector . . . . . Act X of 1877, s. 265.
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- Suit for. *See* PLACE OF SING.
- Of non-revenue paying land *See* COMMISSION, 5; PARTITION OF ESTATES (N.), &c.
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- By joint-tenant in fee . . . . . 31 Hen. 8, c. 1.
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**PARTITION OF ESTATES (M.).**

- Of permanently settled estates. *See* PERMANENTLY SETTLED ESTATES (M.).

**PARTITION OF ESTATES (Bo.).**

- Distribution of land or allotment of revenue on, excluded from jurisdiction of Civil Court . . . . . Act X of 1876, s. 4 (e).
- Rules for, conditions and expenses of . . . . . Bom. Act V of 1879, ss. 113, 114, 117.

## PARTITION OF ESTATES (Be.).

1. Title to, and Effect of.
2. Application for, and Procedure thereon.
3. Rules as to Division of Land, &c.

4. Assessment of Land Revenue on.
5. Completion of.
6. Powers of Revenue Officers in respect of.

### 1. Title to, and Effect of.

- Joint proprietors dissatisfied with settlement entitled to claim, Ben. Reg. VIII of 1793, s. 26.  
 Power to make, at settlement . . . . . Ben. Reg. VII of 1822, s. 10 (9).  
 Not to relieve of joint liability for revenue unless made under Act and until complete  
     Ben. Act VIII of 1876, ss. 5, 15, 16, 125.  
 Recorded proprietors when, to what extent and subject to what conditions entitled to and when  
     barred from claiming . . . . . Ben. Act VIII of 1876, ss. 8—14, 101—105.  
 Person having only life estate in, not entitled to . . . . . Ben. Act VIII of 1876, s. 10.  
 Civil Court empowered to direct . . . . . Ben. Act VIII of 1876, ss. 12, 29, 30, 50.  
     jurisdiction of, as to setting aside orders of revenue officers when barred  
     Ben. Act VIII of 1876, ss. 30, 133, 149, 150.

### 2. Application for, and Procedure thereon.

- Application for, presentation, contents, and rejection or issue of notification and notice of  
     Ben. Act VIII of 1876, ss. 17—22, 32, 101—105.  
     admission of, and reference to Deputy Collector . . . . . Ben. Act VIII of 1876, ss. 31—34.  
 Objections to, how made and disposed of . . . . . Ben. Act VIII of 1876, ss. 23—25, 116.  
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     Ben. Act VIII of 1876, ss. 25—28, 117.  
 Costs of, liability for, apportionment and recovery of  
     Ben. Act VIII of 1876, ss. 37—50, 67, 126, 138, 147, 152.  
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 Rent rolls and maps, requisition, production, testing and adoption of, disposal of objections to,  
     and power to dispense with . . . . . Ben. Act VIII of 1876, ss. 19, 51—63, 71.  
 Power to effect, by private agreement or arbitration, . . . . . Ben. Act VIII of 1876, ss. 64—70, 152.  
     refer any point in, to arbitration . . . . . Ben. Act VIII of 1876, s. 127.  
 How effected in case of estates under Court of Wards . . . . . Ben. Act IX of 1879, s. 19.  
 General and detailed schemes, maps and report of, and sanction of Collector thereto  
     Ben. Act VIII of 1876, ss. 63, 71—85, 103, 152.  
 Extracts of papers of, to be delivered to parties . . . . . Ben. Act VIII of 1876, ss. 79, 85.  
 Notifications and notices relating to, how published and served and enforcement of compliance  
     with . . . . . Ben. Act VIII of 1876, ss. 134—137.

### 3. Rules as to Division of Land, &c.

- Rules as to compactness of new estates . . . . . Ben. Act VIII of 1876, ss. 13, 87.  
 Matters to be considered in making . . . . . Ben. Act VIII of 1876, s. 88.  
 Rules as to fixing and reducing rent of dwelling-houses, gardens, orchards and bamboo plots  
     belonging to one proprietor and situated on ground allotted to another  
     Ben. Act VIII of 1876, ss. 89—96.  
 Power to cause lots to be drawn for equal individual or aggregate shares  
     Ben. Act VIII of 1876, ss. 97—100.  
 Rules as to apportionment of lands held in severalty . . . . . Ben. Act VIII of 1876, ss. 101—107.  
     places of worship, burial and burning grounds, tanks, wells, water  
     courses and embankments, Ben. Act VIII of 1876, ss. 108, 109.  
     rent-free and permanent intermediate tenures and effect of parti-  
     tion thereof . . . . . Ben. Act VIII of 1876, ss. 110, 111.  
     lands held in common with proprietors of estates not under  
     partition . . . . . Ben. Act VIII of 1876, ss. 112—115.

### 4. Assessment of Land Revenue on.

- Rule for calculation of . . . . . Ben. Act VIII of 1876, ss. 6, 7, 30, 69, 91.  
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     Ben. Act VIII of 1876, ss. 131—133.





**PARTITION OF ESTATES (Be.)—cont.**

**5. Completion of.**

Notification of completion, delivery of possession and erection of boundary marks, &c.

Ben. Act VIII of 1876, ss. 122—126.

Registration of, in Collectors' Land Registers

Ben. Act VII of 1876, s. 26.

Imperfect. *See* JOINT UNDIVIDED ESTATE.

**6. Powers of revenue officers in respect of.**

To be notified to Collector in order to apportionment of jama Ben. Reg. I of 1793, s. 10.

*See* JOINT PROPRIETORS.

Of revenue paying lands to be made under superintendence of Collector

Ben. Reg. II of 1793, s. 8 (8).

Powers of Collector and Commissioner for stay of

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General powers of Collector and Deputy Collector for making

Ben. Act VIII of 1876, ss. 33, 34, 127, 139—141, 148.

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Appellate and revisional authority of Collector, Commissioner, and Board as to proceedings for

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Power of Board to make rules regarding

Ben. Act VIII of 1876, s. 152.

**PARTITION OF ESTATES (N.).**

Of permanently settled estate, to be notified to Collector in order to apportionment of jama

Ben. Reg. XXVII of 1795, s. 7.

joint proprietors entitled to

Ben. Reg. XLIV of 1795, s. 4.

Perfect, definition of, persons entitled to, and place and manner of applying for

Act XIX of 1873, ss. 107—110.

issue and service of notification and notice of

Act XIX of 1873, s. 111.

disposal of, and appeal from decision of Collector on objections, to

Act XIX of 1873, ss. 112—115.

may be made by agreement of parties or by arbitration

Act XIX of 1873, s. 116.

rules for making of, by Collector, &c.

Act XIX of 1873, ss. 117—127.

rule, regarding allotment of sir land dwelling-houses, tanks, wells, water-courses,

embankments, places of worship and burial grounds on

Act XIX of 1873, ss. 124—127.

allotment of revenue on, how made and when liable to be set aside on ground of error or

fraud

Act XIX of 1873, ss. 128, 133.

costs of, how fixed and by whom payable

Act XIX of 1873, ss. 129, 130.

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stay of, by Collector

Act XIX of 1873, s. 130.

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Act XIX of 1873, ss. 131, 132.

Imperfect, definition of, and power to make with consent of all co-sharers

Act XIX of 1873, ss. 107, 134.

Civil Court not to entertain claim for

Act XIX of 1873, s. 135.

Claims arising out of distribution of land or allotment of revenue on, excluded from cogni-

zance of Civil Courts

Act XIX of 1873, s. 241 (f).

Rules regarding applicable to revenue-free maháls

Act XIX of 1873, s. 139.

**PARTITION OF ESTATES (P.).**

Claims to, when not cognizable by Civil Court

Act XXXIII of 1871, s. 65 (2).

**PARTITION OF ESTATES (O.).**

Perfect, definition of, persons entitled to, and place and manner of applying for

Act XVII of 1876, ss. 68—70.

issue and service of notification, and notice of

Act XVII of 1876, ss. 71, 72.

disposal of, and appeal from decision of Deputy Commissioner on, objections to

Act XVII of 1876, ss. 73—75.

may be made by agreement of parties or by arbitration

Act XVII of 1876, ss. 76, 77.

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Act XVII of 1876, ss. 78—88.



**PARTITION OF ESTATES (O.)—cont.**

- Perfect, rule regarding allotment of tanks, wells, water-courses, embankments, places of worship, burial grounds on . . . . . Act XVII of 1876, ss. 87, 88.  
 allotment of revenue on, how made and when liable to be set aside on ground of error or fraud . . . . . Act XVII of 1876, ss. 89, 93.  
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 Civil Court not to entertain claim for . . . . . Act XVII of 1876, s. 95.  
 Rules regarding, applicable to revenue-free, taluqdari, and under-proprietary mahals . . . . . Act XVII of 1876, ss. 99—101, 220 (h).  
 Power to hold mahal under direct management pending . . . . . Act XVII of 1876, s. 79.  
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**PARTITION OF ESTATES (C.).**

- Persons entitled to, and manner and place of applying for . . . . . Act XIX of 1863, ss. 3—5, 13, 47, 51.  
 Issue and service of notification and notice of . . . . . Act XIX of 1863, s. 6.  
 Disposal of, and appeal from decision of Collector on, objection to, . . . . . Act XIX of 1863, ss. 7—12.  
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 Stay of, by Commissioner . . . . . Act XIX of 1863, ss. 15, 34.  
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 Power to attach estates, and provisions for securing arrears pending . . . . . Act XIX of 1863, ss. 27, 28.  
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 Civil Court not to entertain claims for . . . . . Act XIX of 1863, ss. 2, 11.  
 Consequence of neglect to establish interest in estate pending . . . . . Act XIX of 1863, ss. 33, 46.  
 Revision and control of Collectors' proceedings for . . . . . Act XIX of 1863, ss. 52, 53.  
 Deputy Collectors, &c., when empowered to make . . . . . Act XIX of 1863, s. 54.  
 Rule regarding allotment of dwelling-houses, tanks, wells, water-courses, embankments and places of worship on . . . . . Act XIX of 1863, ss. 38—40.  
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**PARTITION OF ESTATES (Aj.).**

- Persons entitled to, and in respect of what lands . . . . . Reg. II of 1877, ss. 8, 9.  
 Application for, notice of, and disposal of objections to . . . . . Reg. II of 1877, ss. 10—15.  
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**PARTNERSHIP.**

- |                                   |                    |
|-----------------------------------|--------------------|
| 1. Constitution and Duration of.  | 3. Suits between.  |
| 2. Mutual Rights and Obligations. | 4. Dissolution of. |

**1. Constitution and Duration of.**

- Definition of . . . . . Act IX of 1872, s. 239.  
 Native. See REGISTRATION.  
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 Of more than twenty persons for the purpose of carrying on business for gain, restriction on formation of . . . . . Act X of 1866, s. 4.  
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**PARTNERSHIP—cont.****1. Constitution and duration of—cont.**

- Presumption as to existence and continuance of . . . . . Act I of 1872, s. 109.
- Contract of, without specification of duration, not specifically enforceable . . . . . Act I of 1877, s. 21 (d) illus.
- Instrument of co-partnership chargeable with what stamp duty . . . . . Act I of 1879, ss. 4, 5, sch. I, No. 32.
- Not necessarily constituted by receipt of profits by lender, agent, servant, widow or child of partner, retired partner, or vendor of good-will . . . . . Act IX of 1872, ss. 240—244.
- Liability of person representing himself or allowing himself to be represented as a member of . . . . . Act IX of 1872, ss. 245, 246.
- Continuation of, after expiry of time agreed on . . . . . Act IX of 1872, s. 256.

**2. Mutual right and obligations.**

- General duties of partners . . . . . Act IX of 1872, s. 257.
- Minor partner, rights and liabilities of . . . . . Act IX of 1872, s. 247.
- on attaining majority . . . . . Act IX of 1872, s. 248.
- Partner's liability for debts of partnership . . . . . Act IX of 1872, ss. 249, 261.
- neglect or fraud of partner . . . . . Act IX of 1872, s. 250.
- acts necessary for or usually done in carrying on business . . . . . Act IX of 1872, s. 251.
- benefit derived from transaction affecting partnership . . . . . Act IX of 1872, s. 258.
- profits derived from business competing with that of firm . . . . . Act IX of 1872, s. 259.
- Member of insolvent firm not entitled to prove debts in competition with creditors of firm . . . . . Act X of 1877, s. 352.
- Mutual rights and obligations, contract regulating, annulled only with consent of all partners . . . . . Act IX of 1872, ss. 252, 253 (5), 256.
- rules regulating, in absence of contract . . . . . Act IX of 1872, ss. 253, 256.
- Partner admissible as recognized agent in civil court . . . . . (O.) Act XVIII of 1876, s. 18.
- (Aj.) Reg. 1 of 1877, s. 28 (a).
- Certain agreements between partners valid though in restraint of trade . . . . . Act IX of 1872, s. 27, exceptions 2 & 3.
- Non-liability of deceased partner's estate for obligations subsequent to death . . . . . Act IX of 1872, s. 261.
- Debts of partnership and of partners, payment of . . . . . Act IX of 1872, s. 262.
- Injunction to prevent partner from wasting partnership property, . . . . . Act I of 1877, s. 54 illus. (f).
- Payment or acknowledgment by one partner nor to affect limitation of time for suing the rest . . . . . Act XV of 1877, s. 21.
- Revocation of continuing guarantee for, by change in firm . . . . . Act IX of 1872, s. 260.

**3. Suits between.**

- Suit for balance of account of, when cognizable by Mufassal Court of Small Causes . . . . . Act XI of 1865, s. 6 proviso (1.)
- account. *See* COURTS OF SMALL CAUSES, 2 (a).
- Account and profits of dissolved, limitation of time for suit for . . . . . Act XV of 1877, s. 4, sch. II, No. 106.
- Service of summons on defendants, who are partners, in suit relating to partnership transaction . . . . . Act X of 1877, s. 74.

*See also* 4 below.

**4. Dissolution of.**

- By withdrawal, death or retirement of any partner . . . . . Act IX of 1872, ss. 253 (7)—(10).
- By order of Court on suit by any partner . . . . . Act IX of 1872, s. 254.
- By business being prohibited by law . . . . . Act IX of 1872, s. 255.
- On lunacy of one partner . . . . . Act XXXIV of 1858, s. 21.
- Instrument of, chargeable with what stamp duty . . . . . Act I of 1879, ss. 4, 5, sch. I, No. 33.
- effect of, on rights and obligations of partners . . . . . Act IX of 1872, s. 263.
- of parties dealing with firm . . . . . Act IX of 1872, s. 264.

**PARTNERSHIP—cont.****4. Dissolution of—cont.**

- Sample forms of plaint and decree in suit for . . . Act X of 1877, sch. VI, Nos. 113, 132, 133.  
 Winding up of, by District Court on termination . . . Act IX of 1872, s. 265.  
     application for, to be deemed administration suit . . . Act X of 1877, s. 213.  
*See PRELIMINARY ORDER.*

**PARTRIDGE.** *See* GAME.

**PASS BOOK.** *See* DEKKHAN AGRICULTURISTS, 1.

**PASSAGE MONEY.**

- Form of plaint in suit for . . . Act X of 1877, sch. IV, No. 25.  
 Payable to certain officials . . . 53 Geo. III., c. 155, s. 89.  
     4 Geo. IV., c. 71, s. 12.  
 For Governor General of India, Governors, Members of Council, Members of local Councils  
     3 & 4 Wm. IV, c. 85, s. 76.  
 For Bishops . . . 3 & 4 Wm. IV, c. 85, s. 91.

**PASSENGERS.**

- Baggage of. *See* BAGGAGE.  
 By rail. *See* RAILWAY, 3 (b).  
*See also* FERRIES; MADRAS ROADS; MERCHANT SHIPPING, 3.

**PASSENGERS ACT.**

- May be adopted for India, . . . 15 & 16 Vic., c. 44, s. 87.  
 Act to amend, . . . 16 & 17 Vic., c. 84.  
 Parts of, extended to India . . . Act II of 1860, ss. 1-4.

**PASSENGER BOATS.** *See* CALCUTTA PORT.

*Passenger Ships Act (1876) s. 1. Act VIII of 1876.*

**PASTURAGE.**

- Suits for rent due on account of rights of. *See* RENT SUITS.  
 Rights of in Forests. *See* FORESTS, 1 (a), &c.  
 On Government land to be under control of revenue officers . . . (Aj.) Reg. II of 1877, s. 6.  
*See* GOVERNMENT LAND; WASTE LAND.

**PATEL (Bo.).**

- Power of Collector to appoint stipendiary, in default of hereditary . Bom. Act V of 1879, s. 10.  
 May be appointed village munsif . . . Act XVII of 1879, s. 34.  
 Bound to give information regarding illicit salt manufacture . Bom. Act VII of 1873, s. 23.  
*See* POLICE PATEL; WATANS.

**PATELS (Aj.).**

- Appointment and removal of . . . Reg. II of 1877, s. 110 (c).

**PATENT.**

- For exercise of office, extension of period for vacating, . . . 1 Wm. IV, c. 4.  
 Legislatures at Madras and Bombay not to affect, without Governor General's sanction  
     24 & 25 Vic., c. 67, s. 43.  
 Inventor of new manufacture, filing of specification by, grant of exclusive privilege to, and  
     declaration by . . . Act XV of 1859, ss. 1-21.  
 Stamp duty on petition for leave to file a specification of an invention . . . Act I of 1879, ss. 4, 5, sch. I, No. 48.  
 New patterns and designs to be included in the meaning of new manufacture  
     Act XV of 1859, s. 1.  
     Act XIII of 1872, s. 2.  
     duration of exclusive privilege granted for . . . Act XV of 1859, s. 4.  
     Act XIII of 1872, s. 3.  
 Patterns and designs, in United Kingdom, effect of exclusive right to, Act XV of 1859, s. 37A.  
     Act XIII of 1872, s. 4.  
 Infringement of, annulment and fraudulent obtaining of, special rules for suits concerning  
     Act XV of 1859, ss. 22-35.  
 injunction to prevent . . . Act I of 1877, s. 54 illus. (a).





**PATENT—cont.**

Infringement of, limitation of time for suit for compensation for

Act XV of 1877, s. 4, sch. II, art. 40.

Letters patent in United Kingdom, effect of, in India . . . . . Act XV of 1859, s. 20.

**PATITABÁDÍ TALUQS (Be.).**

Power to resume and assess unassessed lands in . . . . . Ben. Reg. II of 1819, s. 3 (3), &amp;c.

**PATNI TALUQS (Be.).**

1. Validation of, and Rights of Holders of. | 2. Sale of, for Arrears of Rent.

**1. Validation of, and Rights of Holders of.**

Definition of . . . . . Ben. Reg. VIII of 1819, s. 1.  
 Declared valid, transferable and answerable for debt . . . . . Ben. Reg. VIII of 1819, s. 3 (1).  
 Right to underlet . . . . . Ben. Reg. VIII of 1819, s. 3 (2).  
 Zamíndár bound to recognize transfer of, by private or public sale on transferee paying fee and  
 furnishing security for rent . . . . . Ben. Reg. VIII of 1819, ss. 5, 6.  
 attachment by, in default of security on public sale . . . . . Ben. Reg. VIII of 1819, s. 7.  
 Private transfer not to avoid incumbrances and under-leases of . . . . . Ben. Reg. VIII of 1819, s. 12.

**2. Sale of, for Arrears of Rent.**

Salable for arrears . . . . . Ben. Reg. VIII of 1819, ss. 3 (3), 8 (1).  
 On application of zamíndár or in execution of decree, notice and conduct of  
 Act XXV of 1859. | Ben. Reg. VIII of 1819, ss. 9, 10.  
 • Ben. Act VIII of 1865, ss. 3—10. | Act X of 1859, ss. 105—107.  
 Ben. Act VIII of 1869, ss. 59—64. | Ben. Act I of 1879, ss. 123—126.  
 Delivery of certificate and possession to purchaser at . . . . . Ben. Reg. VIII of 1819, s. 15.  
 Ben. Act VIII of 1865, ss. 3, 11.  
 Disposal of proceeds of . . . . . Ben. Reg. VIII of 1819, s. 17.  
 Ben. Act VIII of 1865, s. 12.  
 Purchaser at, bound to register with zamíndár . . . . . Ben. Act VIII of 1865, s. 17.  
 Provisions regarding, not affected by rent law . . . . . Act X of 1859, s. 166.  
 Incumbrances and under-leases except those to cultivating rayats avoided by  
 Ben. Reg. VIII of 1819, ss. 11, 12.  
 Ben. Act VIII of 1865, s. 16.  
 Ben. Act VIII of 1869, s. 66.  
 limitation of time for suit to avoid . . . . . Act XV of 1877, s. 4, sch. II, No. 121.  
 Right of under-tenants to stay, by deposit of arrears, and recovery of such deposit  
 Ben. Reg. VIII of 1819, ss. 13, 17.  
 Ben. Act VIII of 1865, s. 6.  
 Ben. Act VIII of 1869, s. 62.  
 Claims how disposed of when made pending . . . . . Act X of 1859, ss. 106, 107.  
 Ben. Act I of 1879, ss. 125, 126.  
 Power to set aside, on appeal or revision and recovery of purchase money thereon  
 Ben. Act VIII of 1865, ss. 13, 14, 15.  
 For current arrears of rent, limitation of time for suit to set aside  
 Act XV of 1877, s. 4, sch. II, No. 12.  
 Periodical, application to Collector for . . . . . Ben. Reg. VIII of 1819, s. 8.  
 Ben. Reg. I of 1820. | Act VI of 1853.  
 Act XXXIII of 1850. | Ben. Act VIII of 1865, s. 3.  
 by what Collector or Deputy Collector to be conducted . . . . . Act VI of 1853.  
 Summary suit for determination of amount of arrears, and suit for reversal of  
 Ben. Reg. VIII of 1819, s. 14.  
 No fee payable to zamíndár on . . . . . Ben. Reg. VIII of 1819, s. 5.  
 Application to inferior tenures to, of above rules . . . . . Ben. Reg. VIII of 1819, s. 4.

*See* PARTITION OF ESTATES (Be.), 3; SALEABLE TENURE.**PATROL.** *See* ROAD POLICE.**PATRONAGE.**

Directors to make regulations for distribution of . . . . . 3 &amp; 4 Wm. IV, c. 85, s. 78.



**PATTÁ. See LEASE; RAIYATWÁRÍ TENURE.****PATTÁ (M.).**

Landholders and farmers of revenue how far bound to give

Mad. Act VIII of 1865, ss. 3—10, 13, 86.

To be signed and registered by Karnams

Mad. Act VIII of 1865, s. 6.

Granted at lower rates than ordinary, how far binding —

on Government on attachment for arrears of revenue, Mad. Act II of 1864, s. 32.

on successor of landholder

Mad. Act VIII of 1865, s. 11.

Judgment for delivery of, how enforced

Mad. Act VIII of 1865, s. 71.

**PATTÁ (Be.).**

Raiyats entitled to receive, and at what rates

Act X of 1859, ss. 2—5, 8.

Ben. Act VIII of 1869, ss. 2—5, 8.

Ben. Act I of 1879, ss. 5, 8, 9.

Register of, to be kept by Kánúngo

Ben. Reg. V of 1816, s. 7 (3).

Ben. Reg. I of 1819, s. 4 (1).

Term of, how fixed by Court

Act X of 1859, s. 76.

Ben. Act VIII of 1869, s. 9.

Ben. Act I of 1879, s. 86.

Decree for delivery of, how executed

Act X of 1859, s. 80.

Ben. Act VIII of 1869, s. 55.

Ben. Act I of 1879, s. 92.

Suit for delivery of, &amp;c. See RENT SUITS; LIMITATION OF TIME, 2 (b) (i).

**PATTÁ (C.).**

Raiyats entitled to receive and at what rates

Act X of 1859, ss. 2—5, 8.

**PATTERNS. See PATENT.****PATTIDÁRÍ ESTATE.**

Custom as to periodical adjustment of revenue and redistribution of land in, how enforced

Ben. Reg. VII of 1822, s. 12.

Procedure on refusal of assessment by one or more sharers in

(N.) Act XIX of 1873, s. 49.

(O.) Act XVII of 1876, ss. 36—38.

Distress for rent by whom to be made in

(N.) Act XVIII of 1873, s. 57 (d).

(O.) Act XIX of 1868, s. 101.

Right of occupancy not acquirable in common lands of

(P.) Act XXVIII of 1868, s. 9.

See SETTLEMENT OF LAND (Be.), 1 (a).

**PATWÁRÍ. See VILLAGE RECORDS.****PATWÁRÍ (Be.).**

1. Appointment, Remuneration, and Removal of. | 2. Duties, Liabilities, and Accounts.

**1. Appointment, Remuneration, and Removal of.**

Rules regarding, applied to whole of Bengal

Ben. Reg. I of 1819, s. 4 (2).

applicable to dependent taluqs

Ben. Reg. VIII of 1793, s. 62 (10).

Appointment and number of

Ben. Reg. VIII of 1793, s. 62 (2).

Power of Board of Revenue to dispense with appointment of, in special cases, and to provide

Ben. Reg. XII of 1817, s. 33.

for preparation of village accounts otherwise

Ben. Reg. I of 1819, s. 4 (4) (6).

To be appointed for every village unless otherwise ordered by Board of Revenue

Ben. Reg. XII of 1817, s. 3.

Ben. Reg. I of 1819, s. 4 (2).

Nomination of, by proprietors, or Collector, and appointment of, by Board of Revenue

Ben. Reg. XII of 1817, ss. 7—10, 14.

Ben. Reg. I of 1819, s. 5.

Powers of Collector to enforce nomination by proprietors

Ben. Reg. XII of 1817, s. 11.

Ben. Reg. I of 1819, s. 6.

Proprietors omitting to appoint, how dealt with

Ben. Reg. VIII of 1793, s. 62 (9).

Removal of, by Collector on representation of proprietor or under-tenants, and by Board of

Revenue on representation of Collector

Ben. Reg. XII of 1817, ss. 12, 14, 15.





**PATWARÍ (Be.)—cont.****1. Appointment, Remuneration, and Removal of—cont.**

Penalty for unauthorized removal or obstruction of, by landholders or others

Ben. Reg. XII of 1817, s. 13.

Ben. Reg. I of 1819, s. 7.

Remuneration of, rate and manner of payment of . . . Ben. Reg. XII of 1817, ss. 18, 19.  
enforcement of payment of, by Collector, subject to revision of orders by

Board of Revenue . . . Ben. Reg. XII of 1817, ss. 20, 21, 35, 36<sup>v</sup>

jurisdiction of Civil Courts as to suit for, barred. Ben. Reg. XII of 1817, s. 34<sup>v</sup>

Names and allowances of, to be recorded at settlement . . . Ben. Reg. VII of 1822, s. 9 (1).

List of, to be kept by Kánungos . . . Ben. Reg. V of 1816, s. 7 (3).

Ben. Reg. I of 1819, s. 4 (1).

Orders of Collector in reference to, not liable to question in Civil Court

Ben. Reg. XII of 1817, s. 34.

Fines under rules regarding, leviable as arrears of land revenue Ben. Reg. XII of 1817, s. 36.

**2. Duties, Liabilities, and Accounts of.**

Duties of, accounts and registers to be kept by, and transmitted for record in Collector's office

Ben. Reg. XII of 1817, ss. 16, 17.

Rent rolls, &c., produced in partition proceedings to be attested by

Ben. Act VIII of 1876, s. 19.

Accounts of, to be prepared in form, and submitted at period, prescribed by Board of Revenue

Ben. Reg. IX of 1833, ss. 12, 13.

to be open to inspection of parties concerned . . . Ben. Reg. IX of 1833, s. 13.

Powers of Collector and Courts to summon and compel appearance of, with accounts

Ben. Reg. VIII of 1793, s. 62. | Ben. Reg. II of 1819, ss. 9, 12.

Ben. Reg. XII of 1817, ss. 22—24. | Ben. Reg. VII of 1822, s. 19.

Powers of native officers making enquiries preliminary to settlement to summon and examine

Ben. Reg. VII of 1822, s. 24.

Power to issue commission for examination of, on oath . . . Ben. Reg. XII of 1817, s. 25.

Punishment of, for falsifying or mutilating village accounts, and of persons abetting the same

Ben. Reg. XII of 1817, s. 27.

Ben. Reg. II of 1819, s. 12.

Bound to swear to truth of accounts and penalty for false swearing

Ben. Reg. VIII of 1793, s. 62 (6)—(8).

Penalty on proprietors and farmers conniving at falsification of accounts of

Ben. Reg. VIII of 1793, s. 62 (8).<sup>\*</sup>

**PATWARÍ (N.).**

Formation and alteration of circles of, by Collector with sanction of Board of Revenue

Act XIX of 1873, s. 23.

Act VIII of 1879, s. 3.

Nomination of, by landholders, and appointment of

Act XIX of 1873, ss. 24—28, 235 (3) (4) (5).

Claim relating to office or emoluments of, excluded from cognizance of Civil Courts

Act XIX of 1873, s. 241 (a).

Salaries of, fixed by Board of Revenue . . . . . Act XIX of 1873, s. 32.

fund for payment of, imposition by Board of rate for and expenditure of

Act XIX of 1873, ss. 29, 30.

Act VIII of 1879, ss. 4, 5.

collection of . . . . . Act XIX of 1873, s. 31.

Eligible for office of Kánungo . . . . . Act XIX of 1873, s. 33.

Deemed public servants . . . . . Act XIX of 1873, s. 35.

Duties of, to be fixed by Board . . . . . Act XIX of 1873, s. 257 (c).

To register transfers of non-proprietary interests in land . . . . . Act XIX of 1873, s. 102.

Agreement to pay enhanced rent to be recorded before:—

in case of occupancy or ex-proprietary tenants

Act XVIII of 1873, ss. 12, 58.

in case of tenant at will . . . . . Act XVIII of 1873, ss. 21, 58.

Records of, to be under supervision, &c., of Kánungo and deemed public records

Act XIX of 1873, ss. 29, 33, 35.

*See also KANÚNGOS (N.).*

**PATWARÍS (P.).**

- Rules as to appointment, duties, payment and removal of . . . Act XXXIII of 1871, s. 6.  
 Punishment of land-owners for neglect or refusal to appoint . . . Act XXXIII of 1871, s. 6.  
 Claims to office of, not cognizable by Civil Court . . . Act XXXIII of 1871, s. 65 (1).  
*See HAZARA DISTRICT.*

**PATWARÍS (O.).**

- Chief Commissioner empowered to require appointment of . . . Act XVII of 1876, s. 203.  
 Nomination of, by proprietors and under-proprietors, and appointment, punishment and remuneration of . . . Act XVII of 1876, ss. 204—212.  
 Taluqas exempted from rules regarding, unless specially applied . . . Act XIV of 1876, s. 4.  
 Power of Deputy Commissioner to order accounts and papers of, to be prepared at expense of taluqdár in case of default . . . Act XVII of 1876, s. 214.  
 Liable to be sued in Revenue Courts for accounts, &c. . . Act XIX of 1868 s. 83 (5).

**PAUPER.**

- Power to exempt from municipal and local taxation . . . Mad. Act III of 1871, s. 38.  
 Expense of burial or burning of, when chargeable to Municipal Funds . . . Mad. Act IV of 1871, ss. 37, 38.  
 Ben. Act V of 1876, s. 284.

*See LUNATIC, 4; LUNATIC ASYLUMS, 2.*

**PAUPER APPEALS.**

- Application for permission to bring:—  
 Procedure on . . . Act X of 1877, s. 592.  
 Court-fee on . . . Act VII of 1870, s. 6, sch. II, No. 3.  
 Limitation of time for . . . Act XV of 1877, sch. II, No. 170.  
 Time to be excluded in computing . . . Act XV of 1877, s. 12.  
 Inquiry as to pauperism on, how made and when dispensed with . . . Act X of 1877, s. 593.

**PAUPER SUITS.**

- What persons entitled to bring, and for what causes of action . . . Act X of 1877, ss. 401, 402.  
 When considered, instituted for purposes of Limitation Law . . . Act XV of 1877, s. 4 expln.  
 Application for permission to bring:—  
 Form, contents, presentation and summary rejection of, . . . Act X of 1877, ss. 403—405.  
 Preliminary examination and rejection of . . . Act XII of 1879, s. 12.  
 Court-fee on . . . Act X of 1877, ss. 406, 407.  
 Notice to opposite party of, and procedure on hearing of . . . Act XII of 1879, ss. 1, 68.  
 Registration of, as plaint . . . Act VII of 1870, s. 6, sch. II, No. 2.  
 Costs of, to be costs in suit . . . Act X of 1877, ss. 408, 409, 638.  
 Effect of refusal of . . . Act X of 1877, s. 410.  
 Costs of, to be costs in suit . . . Act X of 1877, s. 415.  
 Employment of Civil Court Amíns for local enquiry as to pauperism on . . . Act X of 1877, s. 413.  
 Court Fees in, temporary exemption from, of plaintiff . . . Act XII of 1879, s. 70.  
 recovery of under decree as costs . . . Act XII of 1856, s. 5.  
 Discretion of Judges of Presidency Courts of Small Causes as to remission of costs of paupers . . . Act X of 1877, s. 410.  
 Power of Court to dispauper plaintiff in . . . Act X of 1877, ss. 411, 412.  
 punish plaintiff summarily in case of, vexatious or frivolous . . . Act XII of 1879, s. 69.  
 Act IX of 1850, s. 20.  
 Act X of 1877, s. 414.  
 Act X of 1877, s. 412.  
 Act XII of 1879, s. 69.

*See PAUPER APPEALS.*

**PAWNBROKERS.** *See BOMBAY TOWN POLICE DISTRICT, 2; CALCUTTA POLICE DISTRICT, 2; CALCUTTA SUBURBAN POLICE DISTRICT, 2; HOWRAH STATION; MADRAS TOWN POLICE DISTRICT, 2.*





**PAWNOE AND PAWNEE.**

- Pawnee's right to retain pledge for interest and expenses . . . Act IX of 1872, ss. 173, 175.  
     not for debt other than that for which goods pledged . . . Act IX of 1872, s. 174.  
     to sue pawnor on default or to sell pledge after notice, . . . Act IX of 1872, s. 176.  
 Pawnor's right to redeem at any time before sale . . . Act IX of 1872, s. 177.  
 Suit by pawnor for goods pawned, limitation of time for—  
     against pawnee . . . Act XV of 1877, s. 4, sch. II, No. 145.  
     against assignee of pawnee for value . . . Act XV of 1877, s. 4, sch. II, No. 133.  
 Pawnor's right to surplus proceeds of sale of pledged goods . . . Act IX of 1872, s. 176.  
 Pledge by person holding possession of goods or instrument of title thereto generally valid . . . Act IX of 1872, s. 178.  
     having limited interest valid to extent of such interest . . . Act IX of 1872, s. 179.

*See* BAILOR AND BAILEE; PLEDGE.

**PAY.**

- Of soldiers, exempt from attachment . . . 42 & 43 Vic., c. 33, ss. 138, 139.  
     . . . Act V of 1869, Part III (b).  
     liable to what deductions . . . 42 & 43 Vic., c. 33, ss. 132, 134,—136.  
 Of military officers, how attachable . . . 42 & 43 Vic., c. 33, s. 144.  
     liable to what deductions . . . 42 & 43 Vic., c. 33, ss. 133—136.  
 Of Crown's Indian military and naval forces to be defrayed out of revenues of India,  
     . . . 21 & 22 Vic., c. 106, s. 56.

*See also* ARMY; SALARY.

**PAYEE.**

- Action by . . . 3 & 4 Anne, c. 8, s. 2.

**PAY-MASTER.**

- How to dispose of surplus of effects of deceased soldier . . . 26 & 27 Vic., c. 57, s. 11.  
     of deceased officer . . . 26 & 27 Vic., c. 57, s. 12.  
 Special provision in case of death of regimental . . . 26 & 27 Vic., c. 57, s. 20.

**PAYMENT.**

- May be proved by oral evidence, though receipt taken . . . Act I of 1872, s. 91 illus. (e).  
 By person interested, of money due by another, obligation arising from, Act IX of 1872, s. 69.  
     limitation of time for suit for recovery of . . . Act XV of 1877, s. 4, sch. II, No. 61.  
 By mistake or under coercion, obligation arising out of . . . Act IX of 1872, ss. 70, 72.  
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**PAYMENT INTO COURT.**

- Right of defendant to make, and effect of, on liability for interest and costs . . . Ben. Act VIII of 1869, ss. 48, 49.  
     . . . Act X of 1877, ss. 376—379.  
     . . . Act IX of 1850, s. 45.  
 Effect of, in suit for account by Dekkhan agriculturist . . . Act XVII of 1879, s. 18.  
     summary revenue suit . . . Mad. Act VIII of 1865, s. 59.  
 Power of Court to order,—  
     on application to set aside ex-parte decree . . . Act X of 1877, s. 108.  
     in case of absconding defendant . . . Act X of 1877, s. 479.  
     on admission by party of his holding as trustee . . . Act X of 1877, s. 502.  
     before giving leave to defendant to appear in summary suit on negotiable instrument . . . Act X of 1877, ss. 532, 533.  
     in suit to enforce right of pre-emption . . . (P.) Act IV of 1872, s. 16A.  
     . . . Act XII of 1878, s. 2.  
 Order directing, when appealable . . . Act X of 1877, s. 588 (24).  
     . . . Act XII of 1879, s. 90.  
 Notice of, to plaintiff, in writing to be given through Court . . . Act X of 1877, s. 377, sch. IV, No. 155.  
     . . . Act XII of 1879, s. 65.

*See also* COSTS INTEREST; INTERPLEADER; RENT SUITS; TENDER OF PAYMENT.



**PEACE.**

Governor General in Council to superintend presidencies of Fort St. George and Bombay as to making, 33 Geo. III, c. 55, s. 40.  
*See* JUSTICE OF THE PEACE; SECRET COMMITTEE; SECURITY TO KEEP THE PEACE.

PEACE-OFFICER. *See* POLICE.

PEA-FOWL. *See* GAME.

PEAT. *See* FOREST PRODUCE.

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**PEGU.**

Limitation Law from what date in force in . . . . . Act XVII of 1875, s. 95.

PENAL CODE. *See* INDIAN PENAL CODE.

**PENAL SERVITUDE.**

Awardable in the case of Europeans and Americans :—

in substitution for transportation, generally . . . . . Act XXIV of 1855.

Act XLV of 1860, s. 56.

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for wilful act or omission endangering safety of passengers by rail

Act IV of 1879, s. 45.

for solemnizing marriage without authority . . . . . Act XV of 1872, s. 68.

Sentence of, deemed severer than sentence of imprisonment for certain purposes

Act X of 1875, s. 110.

Commutation of sentence of, for imprisonment . . . . . Act X of 1872, s. 322.

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**PERMANENT SETTLEMENT (N.).****Of Benares—**

- Proclamation publishing . . . . . Ben. Reg. I of 1795.  
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- Rule against creation of, by will . . . . . Act X of 1865, s. 101.  
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- Exemption of parda nishins and persons of rank from, in Civil Court  
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 Of parties to civil suit, order for, Court when empowered to make  
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 Act XII of 1879, s. 90.  
 effect of disobedience of, Act X of 1877, ss. 107, 120, 588 (10).  
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 Of Director, Secretary or other principal officer, in suit against corporation or company  
 Act X of 1877, s. 436.  
 Of parties to rent suits, when and how enforceable . . . . . (N.) Act XVIII of 1873, ss. 113, 142.  
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 Of landholder, &c., before Collector, how procured and when dispensed with  
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**PERSONAL ESTATE.**

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**PERSONAL PROPERTY.**

Suit for, or for value of, cognizable by Mufassal Court of Small Causes . . . . . Act XI of 1865, s. 6.

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|---------------------------------------|---|
| 1. Status and vesting of property in. | 3. Rights and Liabilities of.                     |
| 2. Powers and Remuneration of         | 4. Special rules, regarding suits by and against. |

**1. Status and vesting of property in.**

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 Of deceased Hindû, Muhammadan or Budhist, for the purpose of collection of debts and dealing with Government Securities . . . . . Act XXVII of 1860, s. 2.  
 Property which testator could not alienate inter vivos, does not vest in. Act XXI of 1870, s. 3.  
 Transfer by High Court of stock, Government security, or thing in action vested in, who is lunatic, unknown, out of jurisdiction or refuses to act . . . . . Act XXVII of 1860, ss. 7, 24, 28.  
 Of deceased officers, salaries payable to . . . . . 7 Geo. IV, c. 57, s. 3.  
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**2. Powers and Remuneration of.**

Powers of, and survival of powers of . . . . . Act X of 1865, ss. 269—275.  
 Powers of, in reference to legacy payable to minor or lunatic . . . . . Act XVII of 1864, s. 32.  
 Power of, to transfer interest under probate or letters of administration to Administrator General . . . . . Act II of 1874, s. 31.  
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**3. Rights and Liabilities of.****(a) As to wrongs by and against deceased.**

In respect of causes of action and rights to prosecute existing in favor of or against deceased at time of decease . . . . . Act X of 1865, ss. 267, 268.  
 No right of action survives to or against in cases of defamation or personal injuries not causing death . . . . . Act X of 1865, s. 268.  
 Of native officers, responsible for defalcations, . . . . . Ben. Reg. III of 1794, s. 16.  
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 Action by, for wrong committed in deceased's life-time causing pecuniary loss to estate :—  
     legalised. . . . . Act XII of 1855, s. 1.  
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     limitation of time for . . . . . Act XV of 1877, s. 4, sch. II, No. 20.  
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     against, for wrong committed by deceased, legalised . . . . . Act XII of 1855, s. 1.  
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Of land-holder to have powers of summary recovery of arrears accruing due during life-time of deceased . . . . . Mad. Act VIII of 1865, s. 79.  
 Of manager of estate of lunatic may be sued for account . . . . . Act XXXV of 1858, s. 17.

**(b) As to contracts and debts of deceased.**

How far bound by contract made by deceased . . . . . Act IX of 1872, ss. 37, 40, 42.  
 Of deceased contributory, liability of . . . . . Act X of 1866, s. 99.  
 Of Hindû, in Bombay Presidency, liable for debts of deceased only to extent of assets . . . . . Bom. Act VII of 1866, ss. 1, 2.



**PERSONAL REPRESENTATIVE—cont.****3. Rights and Liabilities of—cont.****(b) As to contracts and debts of deceased—cont.**

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Act XXVIII of 1866, ss. 40, 41.

Priorities to be observed by, in payment of debts of deceased.

Act X of 1865, ss. 279—285.

To repay premium of apprentice, or offer continuance of apprenticeship, and to maintain apprentice for three months after master's death

Act XIX of 1850, ss. 19—21.

Execution of decree against, when and to what extent allowable

Act X of 1877, s. 234.

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Act XVIII of 1873, s. 161.

*See also (d) below.*

**(c) As to pending suits by or against deceased.**

Right of, in action for wrong by deceased

Act XII of 1855, s. 2.

Of deceased plaintiff, entitled to be substituted for plaintiff on record

Act X of 1877, ss. 363—366.

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Act XII of 1879, ss. 60, 61, 108.

dispute as to, how decided and appeal thereon

Act X of 1877, ss. 367, 588 (18).

Act XII of 1879, s. 90.

defendant, liable to be made party on application of plaintiff and appeal thereanent

Act X of 1877, ss. 368, 588 (18).

Act XV of 1877, sch. II, No. 171B.

Act XII of 1879, ss. 60, 90, 108.

*See CERTIFICATE OF HEIRSHIP; COLLECTION OF DEBTS ON SUCCESSION.*

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Act XII of 1879, s. 88.

**(d) For his own actions.**

Duties of, as to deceased's funeral

Act X of 1865, s. 276.

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Act X of 1865, ss. 277, 277A, 278.

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Act X of 1865, ss. 285—291, 297.

Protection of, from liability on distribution of assets after due notice to creditors

Act X of 1865, s. 320.

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for bonâ fide act done in pursuance of power-of-attorney after death, &c., of principal and in ignorance of such death, &c.

Act XXVIII of 1866, s. 39.

Application by, to High Court for advice and indemnity to, acting in accordance with such advice

Act XXVIII of 1866, s. 43.

Liability of, for devastation

Act X of 1865, ss. 327, 328.

Purchase by, of deceased's property, voidable

Act X of 1865, s. 270.

**4. Special rules, regarding suits by and against.**

Suspension of running of period of limitation pending accrual of ability of, to sue or be sued in certain cases

Act XV of 1877, s. 17.

Plaint in suit by, to indicate title to sue in representative character

Act X of 1877, s. 50.

Suits by and against, and joinder of several in suit against

Act X of 1877, ss. 437, 438.

Act XII of 1879, s. 72.

Personal claims by or against, not to be joined with representative claims

Act X of 1877, s. 44, Rule (b).

Act XII of 1879, s. 8.

Decree against, as such, how executable in civil courts

Act X of 1877, s. 252.

Act XII of 1879, s. 34.

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**PERSONAL SERVICE.**

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**PERSONATION.** *See* FALSE PERSONATION; PUBLIC SERVANT, 1.**PESHAWAR DISTRICT.**

Special rules of limitation for claims to, and execution of decrees regarding, land, &c., during revision of settlement in . . . Reg. I of 1871.

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Employment of, by Civil Courts in investigation of accounts, &c. . . Act XII of 1856, s. 10.

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**PETTY OFFENCE.** *See* JUVENILE OFFENDER.

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**PHYSICAL DEFECT.**

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**PIO.**

Penalty on owner, and for damage caused to land, crops or public road by, Act I of 1871, s. 26.

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**PILOT.**

Not to take charge of vessel proceeding to sea without production of port clearance

Act VIII of 1878, ss. 62, 167, No. 23.

be assigned to steamer without surveyor's certificate

(Bu.) Act XVI of 1871, s. 7. | Bom. Act II of 1864, s. 5.

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Power of, to detain steamer attempting to leave port without surveyor's certificate

(Bu.) Act XVI of 1871, s. 7. | Ben. Act V of 1862, s. 5.

Bom. Act II of 1864, ss. 5, 6. | Ben. Act I of 1868, s. 3.

Cancelment of license of, for attempting to take steam-vessel out of port without surveyor's certificate

Bom. Act II of 1864, s. 6. | Ben. Act V of 1862, s. 6.

(Bu.) Act XVI of 1871, s. 28. | Ben. Act I of 1868, s. 3.

**PILOT (Bo.).**

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**PILOT (Be.).**

Certificated Master of Inland Steam Vessel deemed . . . Ben. Act VII of 1879, s. 5.

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 Act X of 1872, s. 66.  
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**PLACE OF ENQUIRY AND TRIAL—cont.**

Special rule for offence of being a thug or of belonging to a gang of dacoits

Act X of 1872, s. 67 illus. (c).

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Act X of 1872, s. 68.

Act IV of 1877, s. 22.

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Act X of 1872, s. 67 illus. (d).

Act IV of 1877, s. 22.

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Act X of 1872, s. 67 illus. (e).

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Act XIX of 1852, s. 38.

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Act III of 1876, s. 70.

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Act X of 1872, s. 114.

Power of Governor General in Council to alter, by transfer from one Court to another

Act X of 1872, s. 64A. | Act XVII of 1875, s. 60.

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Suit to be instituted in court of lowest grade competent to try it . . . . . Act X of 1877, s. 15.

(Bu.) Act XVII of 1875, s. 20.

Act XVII of 1879, s. 4.

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Act X of 1877, ss. 17, 18.

For certain Small Causes and for suits by or against agriculturists in Dekkhan

Act XVII of 1879, ss. 4, 11.

Power, on application of defendant to stay proceedings, or transfer suit in cases where there

is option as to

Act X of 1877, ss. 20—24.

Rules as to, not applicable to Chartered High Courts . . . . .

Act X of 1877, s. 638.

Act XII of 1879, s. 93.



**PLACE OF SUING—cont.**For Rent Suits. *See* RENT SUITS.

For applications in Revenue Courts

*See* COURT OF SMALL CAUSES, 2 (a).

(N.) Act XVIII of 1873, s. 96 (a).

**PLACE OF WORSHIP.**

Lease of land for, at fair rent not void by sale for arrears

(N.) Act XIX of 1873, s. 167.

(O.) Act XVII of 1876, s. 133.

Exempt from municipal and local taxation

Mad. Act III of 1871, s. 41.

Mad. Act IV of 1871, s. 58.

Mad. Act V of 1878, ss. 119, 139.

payment of Howrah Lighting Rate

assessment of Road Cess

Bom. Act III of 1872, s. 77.

Bom. Act V of 1876, ss. 79, 90.

Ben. Act IV of 1876, s. 375.

Ben. Act V of 1873, s. 4.

Ben. Act X of 1871, s. 40.

Duty of Police, to keep order in neighbourhood of, during public worship

(Be., &amp;c.) Act V of 1861, s. 31.

(M.) Act XXIV of 1859, s. 49.

Bom. Act VII of 1867, s. 28.

Ben. Act IV of 1876, s. 395.

Mad. Act V of 1878, s. 364.

Bom. Act III of 1872, s. 248.

Vault or grave not to be built under, in Presidency towns

*See* LEASES; PARTITION OF ESTATES; RELIGION.**PLAGUE.**

Power to prohibit emigration to seat of

Act VII of 1871, s. 61.

**PLAINT.**

Institution of suit by, language and contents of

Act X of 1877, ss. 48—50.

Act XII of 1879, s. 10.

(Bu.) Act XVII of 1875, s. 20.

Ben. Act VIII of 1869, s. 43.

Suit considered instituted on presentation of

Act XV of 1877, s. 4 expln.

Contents of, in suit against Government or public officer

Act X of 1877, s. 424.

summary suit on negotiable instrument

Act X of 1877, s. 532.

suit for infringement of patent

Act XV of 1859, s. 34.

In Rent Suits. *See* RENT SUITS.

In Summary Revenue Suit

Mad. Act VIII of 1865, s. 50.

*See* INTERPLEADER.

Signature and verification of generally

Act X of 1877, ss. 51, 52, 53 (c).

Act XII of 1879, ss. 1, 11, 12.

in suit by Company or Corporation

Act X of 1877, s. 435.

Copies of, or concise statements of substance of—

to be presented therewith

Act X of 1877, s. 58.

to accompany summons to defendant

Act X of 1877, s. 65.

sample forms of

Act X of 1877, sch. IV, Nos. 114, 115.

Rejection, return for amendment, or amendment of,

Act X of 1877, ss. 53—56, 638.

Order rejecting, reckoned a decree

Act X of 1877, s. 2.

Act XII of 1879, s. 2.

To be returned, on stay of proceedings

Act X of 1877, ss. 20, 21.

Order for return of, for presentation to proper Court when and how made

Act X of 1877, s. 57.

appealable, Act X of 1877, s. 588 (6).

Act XII of 1879, s. 90.

rules regarding, not applicable to Chartered High Courts

Act X of 1877 s. 638.

*See* AMENDMENT; MAJLATDAR'S COURT; PLAINT OR MEMORANDUM OF APPEAL;

SECRETARY OF STATE FOR INDIA IN COUNCIL, 5; VILLAGE MUNSIFS.

**PLAINT OR MEMORANDUM OF APPEAL.**

Court fee on, ordinary

Act VII of 1870, s. 6, sch. I, No. 1.

in summary suit for possession of immovable property—

• in Civil Court

Act VII of 1870, s. 6, sch. I, No. 2.

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Act VII of 1870, s. 6, sch. II, No. 4.





**PLAINT OR MEMORANDUM OF APPEAL—cont.**

Court fee on,

in suit to establish or disprove right of occupancy

Act VII of 1870, s. 6, sch. II, No. 5.

where it is not possible to estimate relief sought at a money-value

Act VII of 1870, s. 6, sch. II, No. 17.

to obtain possession of a wife

Act VII of 1870, s. 6, sch. II, No. 15.

in multifarious suits

Act VII of 1870, s. 17.

exemption of, in certain Courts

Act VII of 1870, s. 19 (iv)—(vii).

refund of, on order for re-admission

Act VII of 1870, s. 13.

**PLAINTIFF.**

Not to be added without his own consent

Act X of 1877, s. 32.

In civil suit against injured party or accused, objectionable juror

Act X of 1872, s. 244 (4).

Act X of 1875, ss. 47 (b), 54 (g).

*See* PARTIES TO SUIT.**PLAN. See MAP.****PLANTATIONS.**

How valued for purposes of Road Cess

Ben. Act X of 1871, s. 9.

Damage to, by cattle. *See* CATTLE POUNDS.*See also* LEASES.**PLAY. See DRAMATIC PERFORMANCES.****PLEA.**

Of misjoinder, or nonjoinder in civil suits, effect of, power of Court as to, and time for, making

Act X of 1877, ss. 26—34, 53 (f).

Act IX of 1850, s. 36.

Special, in action for infringement of patent

Act XV of 1859, ss. 23, 34.

suit or proceeding for thing done in pursuance of Salt Excise Law

Mad. Act. VI of 1871, s. 43.

Bom. Act VII of 1873, s. 63.

Of guilty, conviction of accused on, in summons case

Act X of 1872, s. 206.

in Court of Session

Act X of 1872, s. 237.

by High Court

Act X of 1875, s. 29.

Of not guilty, to information against person accused of offences committed in India

26 Geo. III, c. 57, s. 18.

Dilatory. *See* ABATEMENT OF SCIT; GENERAL ISSUE.*See* NOTICE OF SUIT; TENDER OF AMENDS.**PLEADER.**

Judicial notice to be taken of

Act I of 1872, s. 57 (12).

Of 10 years' standing may be made Judge of High Court

24 &amp; 25 Vic., c. 104, s. 2.

Professional communications. *See* WITNESSES, 4.

Injunction issuable to prevent publication of clients' papers by,

Act I of 1877, s. 54, illus. (h).

Exemption of, from arrest while attending Court, &c. *See* ARREST, 1.

Right of parties in civil suits to appear, &amp;c., by

Act X of 1877, s. 36.

Appointment of, mode and effect of

Act X of 1877, s. 39.

Service of process on, manner and effect of

Act X of 1877, s. 40.

Duty of, to apply for appointment of new, on death or removal of former, next friend

Act X of 1877, s. 449.

Liability of, for costs, on filing plaint or obtaining order in suit by or against minor without next friend or guardian *ad litem*

Act X of 1877, ss. 442, 444.

Service of interrogatories on

Act X of 1877, s. 122.

Consequence of refusal or inability of, to answer questions put at first hearing

Act X of 1877, ss. 120, 421.

Suit by, for costs, limitation of time for

Act XV of 1877, s. 4, sch. II, No. 84.

Of High Court, power to issue commission for examination of witnesses to,

Act XII of 1879, s. 67.

Entitled to appear in proceedings before, or on appeal from, Forest Settlement Officer

Act VII of 1878, s. 18.

*See* ADVOCATES (BIL.); COUNSEL; COURTS OF SMALL CAUSES, 2, 3; LIEN; NOTICE TO PRODUCE; WITNESSES, 3.

**PLEADERS (M., Bo.).****1. Certificates and Status.****2. Engagement and Remuneration of.****3. Duties of, and Right of, to appear.****4. Misconduct.****1. Certificates and Status.**

- Office of, in Mufassal Courts open to all persons of whatever nation or religion, if duly certificated by High Court . . . . . Act I of 1846, s. 4.  
 To be certificated . . . . . Mad. Reg. XIV of 1816, s. 3.  
 Bom. Reg. II of 1827, ss. 47, 48.  
 Grant, cancellation, and form of sanads of . . . Mad. Reg. XIV of 1816, s. 4, App. No. 1.  
 Bom. Reg. II of 1827, ss. 48, 56.  
 Act I of 1846, s. 4.

**2. Engagement and Remuneration of.**

- Legal opinions of, how taken by private parties . . . . . Mad. Reg. XIV 1816, s. 20.  
 Retaining fee for, in Bombay . . . . . Bom. Reg. II of 1827, s. 50.  
 abolished in Madras . . . . . Mad. Reg. XIV of 1816, s. 21.  
 Vakálatnáma, execution and effect of acceptance of . . . Bom. Reg. II of 1827, s. 50.  
 Mad. Reg. XIV of 1816, ss. 21, 22.  
 one sufficient for several . . . . . Mad. Reg. XIV of 1816, ss. 13, 30 (2).  
 Remuneration of, settled by private agreement . . . . . Act I of 1846, ss. 7, 9.  
 enforcement of agreements for . . . . . Act I of 1846, s. 8.  
 Fees of, how and at what rates calculated for the purpose of costs in suit, Act I of 1846, ss. 6, 7.  
 Bom. Reg. II. of 1827, ss. 52, 53.  
 Mad. Reg. XIV of 1816, ss. 25, 26, 30, 31.

**3. Duties of, and Right of, to appear.**

- Parties never bound to appear by . . . . . Mad. Reg. XIV of 1816, s. 38.  
*See also PLEADERS.*  
 Duty of, to examine pleadings, exhibits, &c., before filing . . . Mad. Reg. XIV of 1816, s. 9.  
 notify inability to attend hearing of suit in which they are engaged  
 Bom. Reg. II of 1827, s. 54.  
 Mad. Reg. XIV of 1816, s. 13.  
 Act XX of 1853, s. 2.  
 give receipt for, and power of Courts to enforce restoration of, documents, &c.  
 Mad. Reg. XIV of 1816, s. 36.  
 Bom. Reg. II of 1827, s. 51.  
 Not bound to attend Court except at hearing of suit in which employed  
 Act XX of 1853, s. 2.  
 Procedure on change, absence, death, resignation, or removal of  
 Mad. Reg. XIV of 1816, ss. 13, 18.  
 Bom. Reg. II of 1827, s. 54.  
 Employment of, as arbitrators authorized . . . . . Mad. Reg. XIV of 1816, s. 19.  
 Rules applicable to, in District Munsif's Court . . . . . Act I of 1846, s. 11.  
 Right of, to appear in proceedings for determination of amount of compensation for suppression  
 of salt works . . . . . Mad. Act VI of 1871, s. 34.  
*See MAMLAIDAR'S COURT; VILLAGE MUNSIFS; VILLAGE PANCHAYATS.*

**4. Misconduct.**

- Liability to fine, suspension, and dismissal for . . . Bom. Reg. II of 1827, ss. 50, 51, 54, 56.  
 Mad. Reg. XIV of 1816, ss. 6, 8--11, 14, 20.  
 suit by party for actual damage caused by . . . Mad. Reg. XIV of 1816, s. 12.  
 Bom. Reg. II of 1827, s. 56.  
 Powers of High Court and District Court to punish for  
 Mad. Reg. XIV of 1816, ss. 10, 11, 15.  
 Bom. Reg. II of 1827, s. 56.  
 Subordinate Judges and District Munsifs to fine, subject to appeal to District Court  
 Act I of 1846, ss. 10, 12.

**PLEADERS AND MUKHTARS (Bo.).****Rules for qualification, admission, suspension, and dismissal, &c., of**

Act XVIII of 1879, ss. 6, 16, 37.

**Certificates of, grant, renewal, surrender of, and fees for**

Act XVIII of 1879, ss. 7, 25, 26.





**PLEADERS AND MUKHTARS (Bo.)—cont.**

- Enrolment and practising of . . . . . Act XVIII of 1879, ss. 8, 9.  
 Not to practise unless certified and enrolled . . . . . Act XVIII of 1879, ss. 10, 32.  
 Suspension or dismissal of, on conviction of offence or for unprofessional conduct, and procedure therefor . . . . . Act XVIII of 1879, ss. 12—15, 26, 33, 34, 39, 40.  
 Of District Court, entitled to plead in Court of Superintendent of Tributary Mahals, Katak . . . . . Ben. Reg. XI of 1816, s. 5.  
 Not to be admitted or enrolled in Civil Courts in Ajmer . . . . . Reg. I of 1877, s. 27.  
     in Civil Courts of Tarai District . . . . .  
         Reg. IV of 1876, s. 4, sch. paras. 4 (d), 14 (b).  
     in Revenue Court enquiring into Chútia Nágpur tenures . . . . . Ben. Act II of 1869, s. 21.  
 Rules as to language to be used by, in addressing Courts . . . . . Act XVII of 1877, s. 27 (b).  
 Power of Chief Court to fix fees payable as costs in respect of adversary's . . . . . Act XVII of 1877, s. 45.

*See also* LEGAL PRACTITIONERS; MUKHTARS.

**PLEADERS (Sindh).**

- Rules for qualification, admission, and removal of . . . . . Bom. Act XII of 1866, s. 16.  
 Rate of fees of, payable as costs . . . . . Bom. Act XII of 1866, s. 17.

**PLEADINGS. See PLEA; PLEADERS (M. & Bo.), 3.****PLEDGE.**

- Of goods in transit by assignment of instrument of title, and right of pledgee thereon . . . . . Act IX of 1872, s. 103.  
 Instrument of loan on security of, stamp duty on, amount of . . . . . Act I of 1879, ss. 4, 5, sch. I, No. 29.  
     by whom payable . . . . . Act I of 1879, s. 29 (a).

*See* PAWNER AND PAWNEE.

**PLEDGE.**

- Not bound as witness to produce document under which he holds, . . . . . Act I of 1872, ss. 130, 131.

**POISON.**

- Rashness or negligence concerning or omission to take proper order with . . . . . Act XLIV of 1860, s. 284.  
 Administering, imprisonment in British India of person convicted of, in Native State . . . . . Act V of 1871, s. 19.  
 Putting into fisheries how punishable . . . . . (Bu.) Act VII of 1875, s. 7.  
*See* DEATH; HURT; MURDER.

**POISON (Bo.).**

- Licensing and regulation of retail sale of . . . . . Bom. Act VIII of 1866.  
 Restrictions on sale of, not to apply to medicines ordered under medical prescription . . . . . Bom. Act VII of 1866, s. 19.

*See also* ARSENIC.

**POLICE.**

- |   |  |
|---|--|
| 1. Arrest and Seizure of property by.     | 5. Service of process through.               |
| 2. Assistance when to be given by and to. | 6. Officer in charge of Police Station.      |
| 3. Powers of, for prevention of offences. | 7. Special Rules regarding Presidency Towns. |
| 4. Investigation by.                      | 8. Miscellaneous.                            |

**1. Arrest and Seizure of property by.**

- Procedure of, on seizure of stolen or suspicious property . . . . . Act X of 1872, s. 415.  
 Power of, to arrest without warrant. *See* ARREST 2 (a).  
 How to deal with persons arrested by private parties . . . . . Act X of 1872, s. 107.  
 Power of, to disarm any person illegally going armed . . . . . Act XI of 1878, s. 13.  
     as to seizure of property connected with forest offence . . . . . Act VII of 1878, s. 52.  
     regarding offences connected with sale, &c., of spirits in cantonments. . . . . Act XVIII of 1853, ss. 5, 8.  
     in regard to seizure of stage carriage in case of breach of license . . . . . Act XVI of 1861, s. 11.



**POLICE—cont.****1. Arrest and Seizure of property by—cont.**

- When authorized to impound cattle . . . . . Act I of 1871, s. 11.  
 Act VII of 1878, s. 169.  
 Mad. Act VIII of 1867, s. 78.  
 Not empowered to impound documents not duly stamped . . . . . Act I of 1879, s. 33.

**2. Assistance when to be given by and to.**

- Bound to assist Customs Officers in execution of duty . . . . . Act VIII of 1875, s. 25.  
 Act VIII of 1878, s. 184.  
 in arrest of military offender on written requisition of Commanding Officer  
 Act V of 1869, Part III (c).  
 master of ship, &c., in arrest of deserter . . . . . Act I of 1859, s. 86.  
 in arresting witnesses in enquiries respecting misconduct or incompetency of  
 masters and of merchant vessels . . . . . Act IV of 1875, s. 15.  
 toll collectors in execution of their duty . . . . . Act VIII of 1851, s. 5.  
 Bom. Act III of 1875, s. 6.  
 in execution of writ of attachment or arrest issued by Presidency Court of  
 Small Causes . . . . . Act IX of 1850, s. 58.  
 Persons bound to give information to. *See* INFORMATION.  
 Public bound to assist, in what matters . . . . . Act X of 1872, s. 91.  
 Act IV of 1877, s. 247.

**3. Powers of, for prevention of offences.**

- Power of officer in charge of station to disperse unlawful assemblies  
 Act X of 1872, ss. 480, 481.  
 to demand production of license to kill, &c., elephants . . . . . Act VI of 1879, s. 8.  
 Interposition to prevent commission of cognizable offence . . . . . Act X of 1872, ss. 95—97.  
 injury to public property, land-mark, or buoy, . . . . . Act X of 1872, s. 98.  
 commission of forest offence . . . . . Act VII of 1878, s. 64.  
 Duty of, to give information in respect of wandering and dangerous lunatics, or of neglect and  
 cruel treatment of lunatics . . . . . Act XXXVI of 1858, ss. 4—6.  
 to aid in preventing resistance to seizure, and rescues of cattle seized for the purpose  
 of impounding . . . . . Act I of 1871, s. 10.

**4. Investigation by.****(a) Of cognizable offence**

- Complaint to be in writing . . . . . Act X of 1872, s. 112.  
 Complaint of offence to, exempted from Court Fee . . . . . Act VII of 1870, s. 19, xvi.  
 What officer empowered to make, and within what limits . . . . . Act X of 1872, s. 114.  
 Local, when dispensed with . . . . . Act X of 1872, s. 116.  
 Procedure if there appear no sufficient ground for . . . . . Act X of 1872, s. 117.  
 Officer making, power of, to summon and examine witnesses . . . . . Act X of 1872, ss. 118, 119.  
 witness to produce document . . . . . Act X of 1872, s. 365.  
 to issue search warrant for document . . . . . Act X of 1872, s. 366.  
 not to induce or record confession . . . . . Act X of 1872, ss. 120—122.  
 confession to. *See* CONFESSION.  
 power of, to search or cause search of house or place—  
 within jurisdiction . . . . . Act X of 1872, s. 379.  
 beyond jurisdiction . . . . . Act X of 1872, s. 380.  
*See also* SEARCH.  
 not to detain accused more than 24 hours, except on special order  
 Act X of 1872, s. 124.  
 to forward report with accused to Magistrate . . . . . Act X of 1872, ss. 123, 127.  
 power of, to take bail . . . . . Act X of 1872, s. 128, 129.  
 to compel attendance of prosecutors and witnesses before Magistrate  
 Act X of 1872, ss. 130, 131.  
 procedure of, in case of deficient evidence . . . . . Act X of 1872, s. 125.  
 diary to be kept by . . . . . Act X of 1872, s. 126.  
 Final report, form and contents of . . . . . Act X of 1872, s. 127.





**POLICE—concl.****4. Investigation by—cont.****(a) Of cognizable offence—cont.**

Final report through what channel to be sent . . . . . Act X of 1872, ss. 117, 125.  
 list of articles found on accused to be forwarded with . . . . . Act X of 1872, s. 387.  
 forms ground for issue of process . . . . . Act X of 1872, s. 140 (a).  
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*See also* COMPLAINT.

gives jurisdiction as to any offence covered by the facts . . . . . Act X of 1872, s. 141.  
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order of reference to Subordinate Magistrate to be recorded on . . . . . Act X of 1872, s. 44.

receiving of, by Magistrate not empowered, does not invalidate proceedings . . . . . Act X of 1872, s. 32 (5).

**(b) Of non-cognizable offence.**

By order of Magistrate of 1st or 2nd class . . . . . Act X of 1872, ss. 110, 146.  
 Order for, by unauthorized Magistrate not to invalidate proceedings . . . . . Act X of 1872, s. 32 (3).  
 Procedure in case of complaint direct to police . . . . . Act X of 1872, s. 113.  
 Of offence under local or special law . . . . . Act X of 1872, s. 111.

**(c) Of sudden and unnatural death. See** INQUEST.**5. Service of process through.**

Warrant of arrest to be directed to, ordinarily in mufassal . . . . . Act X of 1872, ss. 161, 165.  
 . . . . . always in Presidency Town . . . . . Act IV of 1877, s. 56.  
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Summons to be ordinarily served by, in mufassal . . . . . Act X of 1872, s. 153.

Search warrant to be ordinarily directed to . . . . . Act X of 1872, ss. 370, 377.  
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**6. Officer in charge of Police Station.**

Powers of, to be exercised by substitute . . . . . Act X of 1872, s. 136.  
 . . . . . superior police officers throughout their local jurisdictions

. . . . . Act X of 1872, ss. 137, 138.

to depute by written order subordinate to make arrest or search

. . . . . Act X of 1872, ss. 102, 379.

Bound, on written requisition of Inland Customs Officer, to attend or depute subordinate to . . . . .  
 . . . . . attend search of place of illicit manufacture . . . . . Act VIII of 1875, ss. 19, 20.

Power of, to enter shop and inspect weights and measures and seize any that are false . . . . .  
 . . . . . Act X of 1872, s. 381.

Duties and powers of, with reference to sale of impounded cattle when unclaimed

. . . . . Act I of 1871, ss. 14—17.

*See also* 3 and 4 above.

**7. Special rules regarding Presidency Towns.**

Code of Criminal Procedure not to apply to, generally . . . . . Act X of 1872, s. 540.  
*but see* MADRAS TOWN POLICE DISTRICT.

Power of, in regard to dispersion of unlawful assemblies . . . . . Act X of 1872, ss. 480, 481,  
 . . . . . Act XI of 1874, s. 43.

Groundlessly causing arrest by, compensation for . . . . . Act IV of 1877, s. 242.

Property in custody of, how disposed of . . . . . Act IV of 1877, s. 244.

*See* BOMBAY TOWN POLICE DISTRICT; CALCUTTA POLICE DISTRICT; MADRAS TOWN POLICE DISTRICT

**8. Miscellaneous.**

Officers of, disqualified from serving as jurors or assessors . . . . . Act X of 1872, s. 405.  
 . . . . . Act X of 1875, s. 54 (b).

Superior officer of, what reports to be submitted through . . . . . Act X of 1872, ss. 117, 125.

Prohibition against purchase by, of impounded cattle . . . . . Act I of 1871, s. 19.

*See* DISORDERLY HOUSE; DISTRICT SUPERINTENDENT OF POLICE; DRINKING-SHOP;

FEMALE INFANTICIDE; GAMING; GAMING HOUSE; INFORMERS; KING OF OUDH;

LANDHOLDER; MILITARY CANTONMENTS, 3; MUNICIPALITIES (M.) &c., 6; OPIUM

PLACE OF WORSHIP; PROCESSION; PROTECTION OF PUBLIC SERVANTS; PUBLIC ROAD; SALT; TOLLS; UNCLAIMED PROPERTY, WARRANT OF ARREST.

## POLICE (M.).

- |  |                             |
|--|-----------------------------|
| 1. Appointment, Constitution, and Expenses of. | 3. Duties and Powers.       |
| 2. Privileges and Exemptions.                  | 4. Offences by and against. |

## 1. Appointment, Constitution, and Expenses of.

- Establishment, constitution, superintendence, control, appointment, and resignation of  
 Act XXIV of 1859, ss. 4—11, 19.  
 Mad. Act VIII of 1867, ss. 2, 3.
- Courts to have no power to appoint, supersede, or control . . . . . Act XXIV of 1859, s. 4.
- Expenses of, to be borne by Government . . . . . Mad. Reg. XXV of 1802, s. 5.
- resumption of lands appropriated to . . . . . Mad. Reg. XXV of 1802, s. 5.
- Assessment for support of, in Tanjore :—  
     rates of and method of levying . . . . . Mad. Reg. I of 1816, ss. 1—6.  
     to be collected by Collector . . . . . Mad. Reg. II of 1803, s. 31.
- In municipal towns, contribution from Municipal Funds for support of  
 Mad. Act VII of 1878, ss. 4—6.
- Additional, rules for appointment and payment of . . . . . Act XXIV of 1859, ss. 13—15.  
     Act I of 1876, s. 16.
- Special, appointment and powers of, and penalty for refusal to serve as  
 Act XXIV of 1859, ss. 16—18.  
 Mad. Act VIII of 1867, s. 8.
- Village police, Cuttoobodies, and Kavilagárs included in . . . . . Act XXIV of 1859, s. 1.

## 2. Privileges and Exemptions.

- Protection of, for act done under warrant . . . . . Mad. Act VIII of 1865, s. 78.  
     Act XXIV of 1859, s. 54.
- Exemption of, from tolls . . . . . Mad. Act II of 1868, s. 14.  
     Mad. Act III of 1871, s. 80.  
     Mad. Act IV of 1871, s. 65.
- Suits against, and prosecution of, limitation of time for, notice, tender of amends in  
 Act XXIV of 1859, s. 53.  
 Mad. Act VIII of 1867, s. 75.

## 3. Duties and Powers.

- Authority, duties and powers of . . . . . Act XXIV of 1859, ss. 6, 21, 49.
- Power of, to arrest without warrant. *See* ARREST, 2 (a).
- Officers of, to exercise no revenue or judicial authority . . . . . Act XXIV of 1859, s. 6.
- Not to serve processes under Act XIII of 1859 . . . . . Mad. Act III of 1863, s. 1.
- To execute warrant for ejection of tenant for arrears of rent . . . . . Mad. Act VIII of 1865, s. 43.
- Power of superior officers to order crowd of 12 or more persons to disperse  
 Act XXIV of 1859, s. 49.
- Powers of, as to search and seizure in case of ábkári offences. *See* ÁBKÁRI (M.) 2.
- To assist ábkári officers on demand . . . . . Act XIX of 1852, s. 21.
- Power of officer in charge of police station to inspect register of purchases of coffee  
 Mad. Act VIII of 1878, s. 6.
- To assist distrainer for arrears of rent . . . . . Mad. Act VIII of 1865, ss. 19, 29.
- Duty of, to attend distraint for land revenue on demand of distrainer  
 Mad. Act VI of 1867, ss. 12, 13.  
 Mad. Act II of 1864, s. 20.
- Duties of, with regard to municipal offences . . . . . Mad. Act III of 1871, ss. 154, 155.
- To assist in seizing and detaining carts, &c., for recovery of municipal taxation thereon  
 Mad. Act III of 1871, s. 76.  
 Mad. Act II of 1868, s. 15.  
 Mad. Act III of 1871, s. 82.  
 Mad. Act IV of 1871, s. 67.
- Powers of, as to search, seizure, and detention of illicit salt . . . . . Mad. Reg. I of 1805, s. 14.  
     Mad. Act VI of 1871, s. 17.
- Entitled to inspect Karnam's registers of strangers passing through villages  
 Mad. Reg. XXIX of 1802, s. 11 (12).

## 4. Offences by and against.

- Special offences against authority of . . . . . Act XXIV of 1859, ss. 47, 49.
- Unlawful assumption of powers of and personation of . . . . . Act XXIV of 1859, s. 20.





**POLICE (M.)—cont.****4. Offences by and against—cont.**

- Prohibition against engaging in other employment or office without written permission of Inspector General . . . . . Act XXIV of 1859, s. 19.  
 Offences by officers of, prosecution for, bar to civil suit for same act . . . Act XXIV of 1859, s. 53.  
     punishable under other Acts . . . . . Act XXIV of 1859, s. 51.  
     penalties for and their levy, and jurisdiction as to . . . . .  
     Act XXIV of 1859, ss. 10, 44—46, 50.  
     Mad. Act V of 1865.

*See* CATTLE DISEASE; HEADS OF VILLAGES (M., Bo.); MADRAS TOWN POLICE DISTRICT;  
 MILITARY CANTONMENTS, 3; SUTTEE; VILLAGE SERVANTS.

**POLICE (Bo.).**

Constitution, superintendence, control, appointment, and resignation of

- . . . . . Bom. Act VII of 1867, ss. 3—10, 13.  
 Contributions from municipalities for support of . . . . Bom. Act VI of 1873, ss. 24, 91.  
 Additional, rules for appointment and payment of . . Bom. Act VII of 1867, ss. 14—17.  
 Prohibition against engagement of, in other business . . Bom. Act VII of 1867, s. 11.  
 Officer of, what and when *ex-officio* Commissioner of municipality . . . . .

. . . . . Bom. Act VI of 1873, ss. 7, 9.  
     not to be appointed Conciliator . . . . . Act XVII of 1879, s. 38.  
 Authority and general duties and powers of, Bom. Act VII of 1867, ss. 13, 20—24, 27, 28, 30.  
 Bound to assist Abkari Officers. *See* ABKARI (Bo.).

- Cotton Inspectors . . . . . Bom. Act VII of 1878, s. 6.  
 Duties of, with regard to municipal offences . . . . Bom. Act VI of 1873, s. 87.  
 Special offences against authority of . . . . . Bom. Act VII of 1867, s. 29.  
 Private persons bound to assist, on demand . . . . Bom. Act VII of 1867, s. 18.  
 Offences by, penalties for, and their levy and jurisdiction over . . . . .

. . . . . Bom. Act VII of 1867, ss. 8, 25, 26, 35—39.  
     prosecutions for, limited and bar to suit on same ground . . . . .  
     Bom. Act VII of 1867, s. 42.  
     special plea on, for act done under warrant . . . . .

. . . . . Bom. Act VII of 1867, s. 43.  
 Suits against, limitation of, time for, notice of, tender of amends, and special plea in . . . .  
     Bom. Act VII of 1867, ss. 42, 43.

*See also* POLICE COMMISSIONER (Bo.).

*See* BOMBAY TOWN POLICE DISTRICT; MILITARY CANTONMENTS, 3.

**POLICE (Be., &c.).**

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|--|-----------------------------|
| 1. Appointment, Constitution, and Expenses of. | 3. Duties and Powers.       |
| 2. Privileges and Exemptions.                  | 4. Offences by and against. |

**1. Appointment, Constitution, and Expenses of.****(a) Generally.**

Establishment, constitution, superintendence, control, appointment, and resignation of

- . . . . . Act V of 1861 ss. 2—9, 12.  
     Bom. Act VII of 1869, ss. 1—4.  
 Power to appoint and remove honorary police officers . . . . . (O.) Act XVIII of 1876, s. 44.  
     (P.) Act IV of 1872, s. 40.  
     Act XII of 1878, s. 5.

Additional, rules for appointment and payment of . . . . . Act V of 1861, ss. 13—16.  
     Act I of 1876, s. 16.

Special, appointment and powers of, and penalty for refusal to serve in, Act V of 1861, ss. 17—19.  
 Right of Government to resume allowance to proprietors for maintenance of . . . . .

. . . . . Ben. Reg. XXVII of 1795, s. 5 (4).  
     Ben. Reg. I of 1793, s. 8 (4).  
 Power to direct local taxation for payment of . . . . . (P.) Act IV of 1872, s. 39C.  
     Act XV of 1875, s. 2.

Municipal, enrolment, and payment of, and where bound to serve

. . . . . Ben. Act V of 1876, ss. 60, 164—173.  
     superintendence of . . . . . Ben. Act V of 1876, ss. 174—176.

*See also* CALCUTTA SUBURBAN POLICE DISTRICT.



**POLICE (Be., &c.)—cont.****1. Appointment, Constitution, and Expenses of—cont.***(b) In Katak.*

Rules for appointment and registration of dāroghas, khandaits, sardār paiks, and paiks

Ben. Reg. XIII of 1805, ss. 4, 5, 6.

Local limits of authority of khandaits, &amp;c., to be fixed by dāroghas

Ben. Reg. XIII of 1805, s. 7.

Extension of Police regulations to, except in certain specified tracts

Ben. Reg. XIII of 1805, s. 13.

*See also* VILLAGE WATCHMEN.

Lands assigned for support of, not to be resumed

Ben. Reg. XII of 1805, s. 9.

registers of, prescribed

Ben. Reg. XIII of 1805, s. 5.

Ben. Reg. XIII of 1805, s. 10.

**2. Privileges and Exemptions.**

Exemption of, from tolls . . . . . Ben. Act V of 1876, s. 195.

Animals of, how far exempt from municipal taxation . . . Ben. Act V of 1876, s. 122.

Suits against, notice of, tender of amends in, and special plea on, Act V of 1861, ss. 42, 43.

**3. Duties and Powers.**

Authority, duties and powers of . . . . . Act V of 1861, ss. 20, 22—25, 30, 31.

Ben. Act VII of 1869, s. 5.

Not to be employed on revenue duties, except where distinctly authorized by law

(N.) Ben. Reg. XI of 1831, s. 5.

*See also* TAHSILDAR (N.).

Bound to give support to revenue officers in execution of their duties

Ben. Reg. IV of 1828, s. 2 (4).

To assist in execution of decree in summary suit on indigo contracts

Ben. Reg. VI of 1823, s. 4 (1).

Bound to assist in execution of process of Collector . . . Ben. Reg. VII of 1822, s. 24 (3).

To assist in giving possession to purchaser of patni taluq . Ben. Reg. VIII of 1819, s. 15 (3).

Affidavit of service of notice of application for sale for arrears of patni taluq when to be made before . . . Ben. Reg. VIII of 1819, s. 82.

To be present at search by, and to assist Excise officers . . . Act X of 1871, ss. 45, 51, 69.

Ben. Act VII of 1878, ss. 40, 52, 68.

May be invested with powers of Excise officers . . . . . Act X of 1871, s. 46.

Ben. Act VII of 1878, ss. 41, 42.

Bound to assist employer in arresting deserting Immigrant . . . Act III of 1876, s. 66.

Ben. Act VII of 1873, s. 122.

in seizures for recovery of Municipal taxation . . . Ben. Act V of 1876, s. 138.

Municipal toll-collectors when required . . . Ben. Act V of 1876, s. 160.

Duties of, in reference to suppression of illicit cultivation and manufacture of Opium

Ben. Reg. XX of 1817, s. 29 (9) (12).

Procedure of, in regard to arrest or summoning of employees of Opium Department

Ben. Reg. XX of 1817, s. 29, (1)—(4).

*See also* OPIUM (Be., &c.)

Powers of, as to search for, seizure and detention of illicit salt

Ben. Act VII of 1864, ss. 23—26, 28.

Duty of, to assist Troops and Travellers marching through district

Ben. Reg. XI of 1806, ss. 3, 6, 8.

(O.) Act XVIII of 1876, s. 3, sch. II.

(Aj.) Reg. III of 1877, s. 3, sch. II.

(C.) Act XX of 1875, s. 3, sch.

Supervision of Village watchmen by . . . . . Ben. Reg. XX of 1817, s. 21.

Appointment of Village chaukidars to be registered by . . Ben. Act VI of 1870, s. 36.

Chaukidars to be under control of . . . . . Act XX of 1856, ss. 50, 54.

*See also* CHAUKIDARS.

General diary to be kept by officer in charge of station . . . Act V of 1861, s. 44.

Miscellaneous duties of. *See* ARMED MEN; ARMS, &c.; FORT; PUBLIC ROADS.**4. Offences by and against.**

Prohibition against engaging in other employment . . . Act V of 1861, s. 10.

Prohibited from purchasing at sales for arrears of chaukidari tax . Act XX of 1856, s. 45.

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**POLICE (Be., &c.).—cont.****4. Offences by and against—cont.**

- Prohibited from purchasing at sales for recovery of municipal taxes, Ben. Act V of 1876, s. 116.  
 Offences by officers of. Penalties for . . . . . Act V of 1861, ss. 7, 28, 29.  
 Jurisdiction over . . . . . Act V of 1861, s. 35.  
 Prosecution for, special plea on, for act done under warrant  
 . . . . . Act V of 1861, s. 43.  
 limited, and bar to suit on same ground  
 . . . . . Act V of 1861, s. 42.  
 Special offences against authority of . . . . . Act V of 1861, s. 32.  
*See* CALCUTTA POLICE DISTRICT; CALCUTTA SUBURBAN POLICE DISTRICT; CESSSES (N.);  
 HAZARIBAGH AND LOHARDAGA RURAL POLICE; HONORARY POLICE OFFICER;  
 HOWRAH STATION; ISTIMRAEDAR (Aj.); MUNICIPALITIES (Be.), &c., 2 (b), 6; PANJAB  
 FRONTIER; SUTTEE; UNION (Be.); VILLAGE HEADMEN; VILLAGE POLICE, &c.;  
 VILLAGE WATCHMEN.

**POLICE COMMISSIONER (Bo.).**

- Administration of police vested in, and general powers and duties of  
 . . . . . Bom. Act VII of 1867, ss. 5, 6, 8, 9, 13—15.  
 Assistant to, appointment and powers of . . . . . Bom. Act VII of 1867, ss. 5, 7.  
 General control of, over village police . . . . . Bom. Act VIII of 1867, ss. 3—5, 9.  
 . . . . . Bom. Act I of 1876, s. 2.  
 Empowered to confer judicial powers in petty cases on police patels  
 . . . . . Bom. Act VIII of 1867, s. 15.  
 Powers and duties of, in regard to municipalities . . . Bom. Act VI of 1873, ss. 24, 98, 99.

**POLICE DIARY. *See* DIARY; POLICE 4 (a); POLICE (Be.) 3.****POLICE PATEL (Bo.).**

- Appointment and number of, and control of village police by, . . Bom. Act VIII of 1867, s. 5.  
 Powers and duties of, as to prevention, giving information of, and enquiry into offences,  
 holding inquests, and arrest of offender. . . . . Bom. Act VIII of 1867, ss. 6—13.  
 Punishment, suspension, and removal of, for breach of duty and other offences  
 . . . . . Bom. Act VIII of 1867, ss. 9, 9A.  
 . . . . . Bom. Act I of 1876.  
 Ordinary and special judicial powers of, for punishment of petty offences of assault, abuse,  
 mischief, theft, and public nuisances . . . . . Bom. Act VIII of 1867, ss. 15—18.  
 Provision for duties of, in case of absence or sudden illness . . Bom. Act VIII of 1867, s. 21.  
*Ex-officio* pound-keeper . . . . . Act I of 1871, s. 6.  
 Power of, to call and examine witnesses on solemn affirmation and to search for stolen  
 property, &c. . . . . Bom. Act VIII of 1867, s. 13.  
 Unclaimed property to be kept in custody of . . . . . Bom. Act VII of 1867, s. 24.  
 . . . . . Bom. Act VIII of 1867, s. 19.

**POLICE REPORT. *See* POLICE 4 (a).****POLICY. *See* INSURANCE.****POLICY BROKER.**

- General lien of, on goods bailed . . . . . Act IX of 1872, s. 171.

**POLITICAL AGENT.**

- Definition of . . . . . Act XXI of 1879, ss. 3, 7.  
 Power of, to order arrest and removal into Native State of offenders other than European  
 British subjects escaping into British India  
 . . . . . Act XXI of 1879, ss. 11, 18 (2), & sch.  
 to try or make over to courts in Native State extradited offender  
 . . . . . Act XXI of 1879, s. 13.  
 Certificate by, as to trial in British India of British subject for offence committed in  
 Native State . . . . . Act XXI of 1879, s. 9.  
 Copies of depositions, &c., taken before, in regard to offence committed by British subject in  
 Native State, when receivable as evidence in Court in British India  
 . . . . . Act XXI of 1879, s. 10.  
 Service of summons by, on defendant in foreign territory . . . Act X of 1877, s. 90.

**POLITICAL AGENT—*cont.***

At Mandalay or Bhamu, to grant certificate for protection of goods re-imported after clearance at Rangoon for foreign territory . . . . . Act XXIII of 1872.  
For Southern Maratha Country. *See* DEKKHAN SARDARS.

**POLL TAX.** *See* CAPITATION TAX.

**PONY.** *See* HORSE.

**POONA.** *See* DEKKHAN AGRICULTURISTS; DEKKHAN SARDARS.

**POOR.**

Elementary education for, to be provided by Madras City Municipality . . . . . Mad. Act V of 1878, s. 33 (c).

*See* PAUPER.

**POOR CHILD.** *See* APPRENTICE; MAGISTRATE.

**POOR HOUSES.** *See* MUNICIPALITIES (M.), 2.

**POPPY CULTIVATION.** *See* OPIUM.

**POPPY HEADS.**

Included in opium . . . . . Act 1 of 1878, s. 3.  
*See* OPIUM.

**PORTS.**

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|---|--|--------------------------|
| 1. Appointment and limits of.             |  | 3. Offences relating to. |
| 2. Rules for regulation and management of |  |                          |

**1. Appointment and limits of.**

Inclusion in, of rivers, channels, shore, piers, jetties, landing-places, wharfs, quays, docks, &c. . . . . Act XII of 1875, ss. 2, 5.  
Limits of, how defined . . . . . Act XII of 1875, s. 5 (a).  
jurisdiction of Presidency Magistrates within . . . . . Act IV of 1877, s. 8.  
Appointment of, for customs purposes . . . . . Act VIII of 1878, ss. 11—16.  
Limits of, for purposes of Port Commissioners Act . . . . . Ben. Act V of 1870, s. 78.  
Act XV of 1870, s. 3.

**2. Rules for regulation and management of.**

Applicable to certain specified ports . . . . . Act XII of 1875, s. 2 (a), sch. I, &c.  
Power to extend wholly or partially to other ports . . . . . Act XII of 1875, ss. 5, 6, 75.  
Power of Local Government to make . . . . . Act XII of 1875, ss. 7, 37.  
Mad. Act II of 1872.  
Rules for the safety of shipping in, and preservation of, general, Act XII of 1875, ss. 20—37.  
special, Act XII of 1875, ss. 38—41.  
Provisions for enforcing presence of sufficient crew on vessels lying in . . . . . Ben. Act III of 1867, ss. 2—6.  
Police in, power to charge on port fund . . . . . Ben. Act III of 1867, ss. 8, 9.  
Sanitary provisions for protection of . . . . . Ben. Act V of 1870, s. 77.  
Regulation of boats in. *See* BOMBAY HARBOUR; MADRAS ROADS.  
Power to extend, with modifications, rules as to boats and catamarans in Madras roads to other . . . . . Act IX of 1846, s. 1.

Sanitary authorities for. *See* INFECTIOUS DISEASES.

**3. Offences relating to.**

Jurisdiction over and procedure as to . . . . . Act XII of 1875, ss. 66—72, 75.  
Act IV of 1877, s. 8.  
Police when bound to inform of and arrest for . . . . . Ben. Act III of 1872, s. 6.  
Penalty for British ship hoisting unlawful colours in ports . . . . . Act XII of 1875, s. 73.  
Ships entering or leaving port, to hoist signals . . . . . Act XII of 1875, ss. 62—65.  
*See also* BOMBAY PORT TRUSTEES; BUOYS; CALCUTTA PORT; CALCUTTA PORT IMPROVEMENT COMMISSIONERS; CARGO BOATS; DELIVERY ORDER; EMIGRATION; FIRE; FIRE ARMS; GUN-POWDER; HARBOUR CRAFT; INFLAMMABLE OIL; MADRAS ROADS; MERCHANT SHIPPING, 5, 6, 7; PORT DUES; PORT FUND; PORT OFFICERS; RANGOON PORT COMMISSIONERS.





**PORT COMMISSIONERS.**

Law relating to, not affected by Customs law . . . . . Act VIII of 1878, s. 207.  
 Wharf belonging to, immediate discharge of cargo at, when allowed . . . . . Act VIII of 1878, s. 85 (b).

Delegation to, of powers for detention, &c., of unseaworthy and unsafe ships . . . . . Act VII of 1880, s. 53.

*See CALCUTTA PORT COMMISSIONERS; PORT TRUSTEES; RANGOON PORT COMMISSIONERS.*

**PORT DUES.**

Levy of, in specified ports . . . . . Act XII of 1875, s. 45, sch. I.  
     ports to which Act is specially extended . . . . . Act XII of 1875, s. 45.

May be made payable to Port Commissioners . . . . . Ben. Act V of 1870, s. 96, &c.

Power of Local Government to vary . . . . . Act XII of 1875, s. 46.

Account of. *See PORT FUND.*

Collection of, and manner of ascertaining amount of . . . . . Act XII of 1875, ss. 50, 51.  
     enforcement of . . . . . Act XII of 1875, ss. 52, 54.

Port clearance not to be granted till after payment of . . . . . Act XII of 1875, s. 53.  
     Act VIII of 1878, s. 64 (b).

Penalty for, and proof of, evasion of . . . . . Act XII of 1875, s. 55.

Rate of, on vessels in ballast . . . . . Act XII of 1875, s. 56.

    not discharging or taking in cargo . . . . . Act XII of 1875, s. 57.

Not chargeable on vessels re-entering port from stress of weather . . . . . Act XII of 1875, s. 58.

Hospital dues, power to impose, vary and compound for, and application of . . . . . Act XII of 1875, ss. 59, 60.  
     Ben. Act III of 1867, ss. 14—16.

Police dues, power to impose, vary, and allow composition for . . . . . Ben. Act III of 1867, ss. 10, 14—16.

Fees chargeable for certain services rendered to vessels in port . . . . . Act XII of 1875, s. 61.

Levy and application of landing and wharfage fees at Kurrachee . . . . . Bom. Act III of 1879.

*See also MADRAS ROADS.*

At Maulmain and Basscin, application of, to defray expenses of port lights . . . . . Act XII of 1875, s. 77.  
     Act IX of 1879, s. 17.

*See PORT FUND.*

**PORT FUND.**

Constitution and accounts of, and charges on . . . . . Act XII of 1875, s. 47.  
     Ben. Act III of 1867, ss. 8—10, 18.

Net proceeds of fees of public water conveyances to be credited to . . . . . Bom. Act VI of 1863, s. 7.

Unclaimed sale proceeds of drift seized for damage to Madras pier, to be credited to . . . . . Mad. Act VII of 1871, s. 3.

Power to direct contribution from, to Municipal Fund . . . . . (Bu.) Act VII of 1874, s. 28.

**PORT OFFICERS.**

Conservator of port. Appointment and powers of . . . . . Act XII of 1875, ss. 8—17, 73.  
     Ben. Act III of 1867, ss. 3—6.

Calcutta Port Commissioners may be appointed . . . . . Ben. Act V of 1870, s. 95, &c.

Powers of, to be exercised by other Port Officers . . . . . Act XII of 1875, s. 18.

    in reference to levying of damage done by vessels or drift  
     fouling Madras pier . . . . . Mad. Act V of 1863, ss. 9, 10.

    Mad. Act VII of 1871, ss. 2—6.

Licensing and regulation of boats by, in Madras Roads . . . . . Act VI of 1842.  
     Bombay Harbour . . . . . Bom. Act VI of 1863.

Information of casualties to inland steam vessels to be given to . . . . . Ben. Act VII of 1879, s. 6.

Indemnity to Government for loss or damage caused by default of . . . . . Act XII of 1875, s. 19.

Port Commissioners and Trustees relieved from liability for acts of . . . . . Bom. Act VI of 1879, s. 37.  
     Act XV of 1879, s. 53.

*See COASTING VESSELS (Bo.).*



**PORT TRUSTEES.**

Law relating to, not affected by customs law . . . . . Act VIII of 1878, s. 207.  
 Wharf belonging to, immediate discharge of cargo at, when allowed . . . . . Act VIII of 1878, s. 85 (b).

Delegation to, of powers for detention of unseaworthy and unsafe ships, &c. . . . . Act VII of 1880, s. 53.

*See BOMBAY PORT TRUSTEES.*

PORTUGUESE TREATY ACT . . . . . Act IV of 1880.

**POSSESSION.**

Acquisition of ownership by . . . . . Act XV of 1877, ss. 26—28.  
 Of property by person through wife, clerk, or servant . . . . . Act XLV of 1860, s. 27.  
 Presumption arising from. *See PRESUMPTION*, 2.  
 Recovery of, of house, land, or tenement under summary jurisdiction of Presidency Courts of  
 Small Causes no bar to regular suit . . . . . Act IX of 1850, s. 98.  
*See CRIMINAL FORCE; DISPUTED POSSESSION; DISTURBED POSSESSION; IMMOVEABLE  
 PROPERTY; LANDLORD AND TENANT (Hl.); MASTER AND SERVANT, 1; MORT-  
 GAGOR AND MORTGAGEE, 2; PRINCIPAL AND AGENT, 1; WRONGFUL DISPOSSES-  
 SION.*

POST MORTEM EXAMINATION. *See CORONER.*

**POST OFFICE.**

- |  |                                |
|--|--------------------------------|
| 1. Monopoly of.  | 4. Offences relating to.       |
| 2. Management of, and Powers and Liabi-<br>lities in respect of Posted Articles. | 5. Postage rates.              |
| 3. Officers of.  | 6. Transmission of Process by. |

**1. Monopoly of.**

Exclusive privilege of carrying letters for hire vested in Government of India . . . . . Act XIV of 1866, s. 5.  
 Legislatures at Madras and Bombay not to affect, without Governor General's sanction . . . . . 24 & 25 Vic., c. 67, s. 43.  
 Zamindári dák not to be established where there is Government dák . . . . . Ben. Act VIII of 1862, s. 4.

**2. Management of, and Powers and Liabilities in respect of Posted Articles.**

Government not responsible for loss of article sent by post . . . . . Act XIV of 1866, s. 65.  
 Power of postal authorities to seize seditious or illegally imported newspapers, and books  
 in the . . . . . Act IX of 1878, s. 15.  
 Letter, &c., supposed to contain contraband article or article in contravention of Post Office rules,  
 procedure with regard to . . . . . Act XIV of 1866, s. 60.  
 Property of articles posted vests in Post-Master General, for the purpose of bringing charges  
 of offences . . . . . Act XIV of 1866, s. 61.  
 Search warrant for letter in. *See SEARCH WARRANT.*  
 Rules for management of . . . . . Act XIV of 1866, s. 63.  
 Special rules regarding landing and shipping of mails . . . . . Act VIII of 1878, s. 75.  
 Registration of, and receipts for, articles sent by post . . . . . Act XIV of 1866, ss. 25, 26.  
 Re-delivery of letters and articles once put into the Post Office . . . . . Act XIV of 1866, s. 27.  
 Disposal of unclaimed articles . . . . . Act XIV of 1866, s. 29.  
*See DISTRICT POST; ZAMINDARI DAK.*

**3. Officers of.**

Appointment and powers of . . . . . Act XIV of 1866, s. 7.  
 Exempted from service as jurors or assessors . . . . . Act X of 1872, s. 406.  
 Responsibility of, for loss of article sent by post, only in case of fraud, negligence, or malice . . . . . Act XIV of 1866, s. 65.

**4. Offences relating to.**

By private persons . . . . . Act XIV of 1866, ss. 42—46.  
 By departmental officials . . . . . Act XIV of 1866, ss. 47—51.





**Post OFFICE—cont.****4. Offences relating to—cont.**

- By departmental officials in Native State triable by British courts . . . Act XIV of 1866, s. 59.  
 Abetment or concealment of . . . Act XIV of 1866, s. 52.  
 Triable by Presidency Magistrate wherever committed if witnesses are in Presidency town  
 Act IV of 1877, ss. 238, 239.

**5. Postage rates.**

- Inland, on letters . . . Act XIV of 1866, s. 8.  
     newspapers and proof sheets . . . Act XIV of 1866, ss. 9—12.  
     books and packets . . . Act XIV of 1866, ss. 13, 17.  
     parcels . . . Act XIV of 1866, ss. 14, 18.  
     articles sent on Her Majesty's service . . . Act XIV of 1866, s. 62.  
     power to direct prepayment of . . . Act XIV of 1866, s. 19.  
     power to alter . . . Act XIV of 1866, s. 20.  
 Foreign or sea . . . Act XIV of 1866, ss. 21, 22.  
 For redirection . . . Act XIV of 1866, s. 24.  
 Recovery of, when unpaid from receiver or sender of letter, &c., . . . Act XIV of 1866, ss. 28, 30.  
 Payable by stamps . . . Act XIV of 1866, s. 35.  
*See also* STAMPS, 2.

**6. Transmission of Process by.**

- Summons, &c., in civil cases when to be transmitted or served through  
     postage charge on, how and when collected, . . . Act X of 1877, ss. 85, 88—90, 92.  
     . . . Act XII of 1879, s. 15.  
 Warrant for arrest of person or search beyond local jurisdiction, may be sent by, to another  
     Magistrate . . . Act X of 1872, ss. 168, 376.  
     . . . Act IV of 1877, s. 64.  
 Notices to or by Presidency Banks may be sent by letter . . . Act XI of 1876, ss. 59, 60.  
*See* LETTERS.

**POSTHUMOUS CHILDREN.**

- Enabled to inherit . . . 10 Wm. 3, c. 22.

**POTTERY. *See* OFFENSIVE TRADES.****POUNDS.**

- Establishment and control of . . . Act I of 1871, ss. 4, 5.  
 Appointment, removal and duties of keepers of . . . Act I of 1871, ss. 6—9.  
     Mad. Act VIII of 1867, s. 78.  
 Impounding of, and fines and charges for feeding cattle in . . . Mad. Act VIII of 1867, s. 78.  
     Act I of 1871, ss. 10—12.  
     Act VII of 1878, ss. 69, 70.  
 Delivery to owner or sale of cattle impounded in . . . Mad. Act VIII of 1867, s. 78.  
     Act I of 1871, ss. 13—19.  
 Prohibition against purchase of cattle and penalty for breach of duty, by keepers of  
     Act I of 1871, ss. 19, 27.  
 Application of surplus receipts from, to construction of roads, bridges, and works of public  
     utility . . . Act I of 1871, s. 18.  
 Compensation for illegal impounding . . . Act I of 1871, ss. 20—23.  
 Penalty for opposing seizure of, or rescuing, cattle from . . . Act I of 1871, s. 24.  
*See* BOMBAY TOWN POLICE DISTRICT, 2; CALCUTTA POLICE DISTRICT, 2; CATTLE DISEASE;  
 MADRAS TOWN POLICE DISTRICT, 2.

**POWER OF APPOINTMENT.**

- What is valid execution of, by will . . . Act X of 1865, s. 78.  
 Implied gift to objects of power, in default of appointment . . . Act X of 1865, s. 79.  
 What is valid execution of, by deed . . . Act XXVIII of 1866, s. 24.  
*See* APPOINTMENT.

**POWER OF ATTORNEY.**

- To be filed in civil suit, by one of several parties appearing for the rest . . . Act X of 1877, s. 35.  
     by mukhtars . . . Act X of 1877, s. 37 (b).

**POWER OF ATTORNEY—*cont.***

To be filed in civil suits, by pleaders . . . . . Act X of 1877, s. 39.

*See also* ADVOCATE.

Presumption as to, purporting to be authenticated by Notary Public, Court, Judge, Magistrate, or British Consular Agent . . . . . Act I of 1872, s. 85.

General, person holding, from absent party included as recognized agent

Act X of 1877, s. 37 (a).

Act XVIII of 1876, s. 18.

Amount of stamp duty payable on . . . . . Act I of 1879, ss. 4, 5, sch. I, No. 50.

To present document for registration how to be executed and authenticated

Act III of 1877, ss. 32, 33.

By military man authorizing prosecution or defence of suit—

execution, countersignature by commanding officer, effect of, Act X of 1877, ss. 465—467.

exempt from court-fee . . . . . Act VII of 1870, s. 19 (i).

*See* AGENT; FORGERY; GENERAL COURT; MUKHTARNÁMA; PERSONAL REPRESENTATIVE; PRINCIPAL AND AGENT; TRUSTEE; VAKÁLATNÁMA.

**POWER OF SALE.** *See* MORTGAGOR AND MORTGAGEE 5 (b); TRUSTEE.

**POWERS.**

Of insolvent. *See* INSOLVENT DEBTORS, 1 (c).

Of Coroners. *See* CORONERS.

Of East India Company to be exercised in Queen's name . . . . . 21 & 22 Vic., c. 106, s. 1.

Over officers, exercised by Secretary of State . . . . . 21 & 22 Vic., c. 106, s. 3.

Of sale and purchase, and to enter into contracts, vested in Secretary of State in Council

21 & 22 Vic., c. 106, s. 40.

Of borrowing, transferred to Secretary of State in Council . . . . . 21 & 22 Vic., c. 106, s. 49.

Of criminal courts. Variation and cancellation of . . . . . Act X of 1872, s. 54.

Effect of transfer of officer invested with . . . . . Act X of 1872, s. 56.

Modes of conferring . . . . . Act X of 1872, s. 43.

*See also under the names of the various Criminal Courts.*

Conferral of. *See* ASSISTANT COMMISSIONER (O.); REVENUE COURT (N.).

**PRACTICE.**

Of Supreme Court at Fort William . . . . . 13 Geo. III. c. 63, s. 13.

In Vice-Admiralty courts . . . . . 2 Wm. IV, c. 51.

High Court to frame rules of . . . . . 24 & 25 Vic., c. 104, s. 15.

*See* PROCEDURE; PROCESS; QUEEN'S BENCH.

**PRECEDENCE.** *See* COVENANTED CIVIL SERVICE: COMMANDER-IN-CHIEF; HIGH COURT, 2 (a); RANK; SENIORITY.

**PRE-EMPTION.**

Of stores by Admiralty . . . . . 27 & 28 Vic., c. 25, s. 38.

**PRE-EMPTION, RIGHT OF.**

Suit to enforce. Period of limitation for, prescribed . . . . . Act XV of 1877, s. 4, sch. II, No. 10.

death or disability of person having right to sue not to suspend running of, . . . . . Act XV of 1877, ss. 7, 17.

Valuation (for purpose of court-fee) of . . . . . Act VII of 1870, s. 7, vi.

Form and contents of decree in . . . . . Act X of 1877, s. 214.

Co-sharers entitled to, on sale of land for arrears . . . . . (N.) Act XIX of 1873, s. 188.

(O.) Act XVII of 1876, s. 155.

on execution sale . . . . . Act X of 1877, s. 230.

*See* BENGAL BONDED WAREHOUSE ASSOCIATION.

**PRE-EMPTION, RIGHT OF (P.).**

As to immovable property in villages and towns when presumed, and when to be proved, to exist . . . . . Act IV of 1872, ss. 9—11.

Act XII of 1878 s. 2.

Of landlord as to occupancy tenant's holding . . . . . Act XXVIII of 1868, s. 34.

(Házára) Reg. III of 1873, s. 34.

Custom regarding, to be recorded and enforced in Házára District

Reg. I of 1872, s. 13, rules 6, 8.





**PRE-EMPTION, RIGHT OF (P.)—cont.**

- Rules for decision of rival claims to . . . . . Act IV of 1872, ss. 12, 20.  
 Act XII of 1878, s. 2.
- Notice to person having, on proposal to sell or foreclose mortgage, and effect thereof  
 Act IV of 1872, ss. 13—15.  
 Act XII of 1878, s. 2.
- Suit to enforce, grounds of, powers of court as to, and nature and effect of  
 Act IV of 1872, ss. 16—18.  
 Act XII of 1878, s. 2.
- Party to sale by joint owners prohibited from withdrawing share and claiming as to rest  
 Act IV of 1872, s. 19.
- Co-sharer entitled to, entitled also to transfer of share of defaulter as against others  
 Act XXXIII of 1871, s. 47.

**PRE-EMPTION, RIGHT OF (O.).**

- As to immovable property, in villages and towns when to be allowed  
 Act XVIII of 1876, ss. 6—8.
- Of co-sharer and upper proprietor at sale of land for arrears in execution of rent decree  
 Act XIX of 1868, s. 128.
- Rule for decision of rival claims to . . . . . Act XVIII of 1876, s. 9.
- Notice to person having, on proposal to sell or to foreclose mortgage and effect thereof  
 Act XVIII of 1876, ss. 10—12.
- Suit to enforce, grounds of, powers of court as to, and nature and effect of decree in  
 Act XVIII of 1876, ss. 13—15.
- Co-sharer entitled to, entitled also to transfer of share of defaulter as against others  
 Act XVII of 1876, s. 121.

**PRE-EMPTION, RIGHT OF (Aj.).**

- As to immovable property in villages and towns, presumption as to, and proof of  
 Reg. III of 1877, ss. 6—8.
- Rules for decision of rival claims to . . . . . Reg. III of 1877, s. 9.
- Notice to person having, on proposal to sell or foreclose mortgage and effect thereof  
 Reg. III of 1877, ss. 10—12.
- Suit to enforce, grounds of, powers of court as to, and nature and effect of decree in  
 Reg. III of 1877, ss. 13—15.
- Co-sharer entitled to, entitled also to transfer of share of defaulter as against others  
 Reg. II of 1877, s. 88.

**"PREFERENTIAL CHARGES."**

- Defined . . . . . 26 & 27 Vic., c. 57, s. 4.  
*See* ADMINISTRATOR GENERAL, 2 (a); PERSONAL REPRESENTATIVE, 3 (b); WIDOW.

**PRELIMINARY INVESTIGATION.**

- In what case may be ordered by Magistrate . . . . . Act X of 1872, s. 146.

**PRELIMINARY ORDER.**

- To be made by Court in suits for accounts, administration suits, and suits for dissolution of partnership . . . . . Act X of 1877, ss. 213, 215, 215 A.  
 Act XII of 1879, s. 23.
- Sample forms of . . . . . Act X of 1877, sch. IV, Nos. 130, 132.

**PREROGATIVE.**

- No law of Governor General in Council invalid by reason of affecting  
 16 & 17 Vic., c. 95, s. 26.  
 24 & 25 Vic., c. 67, s. 24.

**PRESBYTERY. *See* EDINBURGH.****PRESCRIPTION.**

- Time of, in claims to way, water-course, access and use of light, air, and water or other easement . . . . . Act XV of 1877, s. 26.
- Computation of period, and interruption of . . . . . Act XV of 1877, s. 26 expln.
- Exclusion of time in favour of reversioner of servient tenement. . . . . Act XV of 1877, s. 27.
- See also* LIMITATION OF TIME, 2 (a).
- Acquisition of rights in land by . . . . . (Bu.) Act II of 1876, ss. 6, 7, 22.
- Right of occupancy not acquired by, in Panjáb . . . . . Act XXVIII of 1868, s. 9.  
 Reg. III of 1873, s. 9.



**PRESCRIPTION—cont.**

- Proprietary right in rent-free grants when conferred by . . . (N.) Act XVIII of 1873, s. 30.  
 (N.) Act XIX of 1873, s. 82.  
 No length of occupancy to bar liability for Government revenue (N.) Act XVIII of 1873, s. 30.  
 (N.) Act XIX of 1873, s. 83.  
 (O.) Act XVII of 1876, s. 41.

**PRESENTS.**

- Not to be accepted by Governor General, Council, Judges, civil or military officers  
 13 Geo III, c. 63, ss. 23, 24.  
 Offence of receiving . . . . . 33 Geo. III, c. 52, s. 62.  
 Restoration of . . . . . 33 Geo. III, c. 52, s. 63.  
 Acceptance of, a misdemeanour . . . . . 3 & 4 Wm IV, c. 85, s. 76.  
*See GIFTS; GRATUITIES; ILLEGAL GRATIFICATION.*

**PRESIDENCIES.**

- Court of Directors may from time to time declare the limits of the several  
 3 & 4 Wm IV, c. 85, s. 38.  
 Enactments as to existing, to extend to new . . . . . 16 & 17 Vic., c. 95, s. 19.  
 Power to alter boundaries of . . . . . 24 & 25 Vic., c. 67, s. 47.

**PRESIDENCY OF FORT WILLIAM.**

- To be divided into two presidencies . . . . . 3 & 4 Wm IV, c. 85, s. 38.  
 Governor General not to be Governor of . . . . . 17 & 18 Vic., c. 77, s. 5.  
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**PRESIDENCY BANKS.**

- Constitution and incorporation of . . . . . Act XI of 1876, ss. 4—7, 22.  
 Public servant or Judge of High Court may become member of . . . . . Act XI of 1876, s. 66.  
 Seal of, how used . . . . . Act XI of 1876, s. 8.  
 Contracts by, how executed . . . . . Act XI of 1876, s. 9.  
 Accounts, bills, receipts, &c., for, how, and by whom executed . . . . . Act XI of 1876, s. 33.  
 Capital of. Amount of . . . . . Act XI of 1876, ss. 10, 11.  
 Power to increase or reduce . . . . . Act XI of 1876, ss. 13—16.  
 Stock and shares in. Conversion of . . . . . Act XI of 1876, s. 12.  
 Forfeiture of, for debt to banks . . . . . Act XI of 1876, s. 17.  
 To be moveable property . . . . . Act XI of 1876, s. 19.  
 Certificates and receipts for . . . . . Act XI of 1876, ss. 18, 13 (k) (l).  
 Transfer and transmission of . . . . . Act XI of 1876, ss. 20—23.  
 Notice of trusts on, to what extent binding on banks . . . . . Act XI of 1876, ss. 17, 22.  
 Directors of. Election and retirement of . . . . . Act XI of 1876, ss. 24—26, 29.  
 Qualification and disqualification of . . . . . Act XI of 1876, s. 27.  
 President and vice-president of . . . . . Act XI of 1876, s. 28.  
 Validation of acts of, notwithstanding subsequent discovery of disqualification . . . . . Act V of 1879, s. 2.  
 Indemnity of . . . . . Act XI of 1876, s. 30.  
 Power of, to institute and compromise suits . . . . . Act XI of 1876, s. 64.  
 Officers of. Appointment, suspension, remuneration, and removal of . . . . . Act XI of 1876, s. 32.  
 Which and to what extent forbidden to engage in other commercial business . . . . . Act XI of 1876, s. 34.  
 Act V of 1879, s. 3.  
 Security from . . . . . Act XI of 1876, s. 35.  
 Business of. What may be transacted . . . . . Act XI of 1876, ss. 36, 63 (a), (b).  
 Act V of 1879, s. 4.  
 not be transacted . . . . . Act XI of 1876, s. 37.  
 Act V of 1879, s. 5.  
 Place of . . . . . Act XI of 1876, s. 40.  
 Acquisition of premises for . . . . . Act XI of 1876, s. 41.  
 Payment to, of sums payable by, or to Government . . . . . Act XI of 1876, ss. 36, 38 (o).  
 Presentment at, of Government promissory notes . . . . . Act XI of 1876, s. 39.





**PRESIDENCY BANKS—cont.**

- Branches and agencies of, where and how to be established . . . Act XI of 1876, ss. 42, 63 (j).  
 Accounts and dividends of . . . . . Act XI of 1876, ss. 36 (o), 43—46, 63 (g) (h) (i).  
     audit of . . . . . Act XI of 1876, ss. 36 (o), 47, 48.  
 Power of Government to call for information regarding affairs of, . . . Act XI of 1876, ss. 36 (o), 43.  
 Meetings of, general and special . . . . . Act XI of 1876, ss. 49, 50.  
     quorum . . . . . Act XI of 1876, s. 51.  
     decisions of, how carried . . . . . Act XI of 1876, ss. 52—55.  
     votes and proxies at . . . . . Act XI of 1876, ss. 56—58.  
 Notices to and by, mode of serving . . . . . Act XI of 1876, ss. 59—62.  
 Bye-laws, power to make . . . . . Act XI of 1876, s. 63.  
     . . . . . Act V of 1879, s. 6.  
 Evidence required in legal proceedings to recover from shareholder debt due to . . . Act XI of 1876, s. 65.  
 Saved from provisions of Indian Companies Act, except as to winding up, . . . Act X of 1866, s. 231.  
     . . . . . Act XI of 1876, s. 67.  
 Confirmation of certain agreements between Government and Banks of Bengal and Madras . . . Act XI of 1876, s. 68.  
 Sanction of Government required to what acts of . . . . . Act XI of 1876, ss. 13, 42, 63.  
 Advances and loans may be made by, to Government without specific security . . . Act XI of 1876, s. 36 (a).  
 Power of Court to order payment into, in course of winding up of company . . . Act X of 1866, ss. 124, 125.

**PRESIDENCY COURTS OF SMALL CAUSES.** See COURTS OF SMALL CAUSES. 2.**PRESIDENCY JAIL.**

## Superintendent of:—

- Appointment and nomenclature of . . . . . Act V of 1871, s. 4.  
 Execution by, of sentences and orders passed by any Court, Judge, Justice of the Peace, Magistrate of Police or Coroner . . . . . Act V of 1871, ss. 5—14.  
 Delivery to, of persons arrested under warrant of High Court or Court of Small Causes pending next sitting of the Court . . . . . Act V of 1871, s. 14.  
 Duties of, with reference to confinement of State prisoners . . . . . Act V of 1871, s. 15.

See also PRESIDENCY JAIL (Bo.).

**PRESIDENCY JAIL (Bo.).**

- Introduction of spirits, drugs, &c., into, how punishable . . . . . Act XIII of 1856, s. 49.

**PRESIDENCY JAIL (Be.).**

- Rules for management of, and appointment of visitors, medical officers, jailors, and inspectors of . . . Ben. Act V of 1865, s. 7.  
 Powers of Superintendent of . . . . . Ben. Act V of 1865, s. 8.  
 Penalties for taking prohibited articles into . . . . . Ben. Act II of 1864, s. 17.  
     . . . . . Ben. Act V of 1865, s. 8.  
     . . . . . Ben. Act IV of 1866, s. 34.

**PRESIDENCY MAGISTRATE.**

## 1. Constitution

## 2. Jurisdiction.

## 3. Procedure.

**1. Constitution.**

- Appointment, suspension, and removal . . . . . Act IV of 1877, s. 8.  
 Commissioner of Police may be appointed . . . . . Ben. Act IV of 1866, s. 6.  
     . . . . . Mad. Act VIII of 1867, s. 6.  
     . . . . . Act XIII of 1856, s. 5.  
     . . . . . Act VII of 1880, s. 14.  
 May be appointed presiding Judge of Court of Survey . . . . . Act IV of 1877, ss. 8, 9.  
 Benches of, how constituted . . . . . Act IV of 1877, s. 8.  
 To be Justice of the Peace . . . . . Act IV of 1877, s. 8.  
 Chief, appointment and powers of . . . . . Act IV of 1877, s. 9.  
     disqualified for membership of Bombay Municipal Corporation . . . Bom. Act III of 1872, s. 8.  
     . . . . . Bom. Act IV of 1878, s. 5.

PRESIDENCY MAGISTRATE—*cont.*

## 2. Jurisdiction.

(a) *General.*

Exercise by, of powers conferred on Magistrates of Police . . . . . Act IV of 1877, s. 10.  
 Transfer to Presidency Magistrates of powers of Court of Petty Sessions (Bombay) . . . . .

Local, extent of . . . . . Act IV of 1877, ss. 8, 9.  
 division of . . . . . Act IV of 1877, s. 8.

In regard to trial of offences . . . . . Act IV of 1877, s. 7.

passing sentences . . . . . Act IV of 1877, ss. 4, 14.  
 Power of, to send youthful offender to reformatory school . . . . . Act V of 1876, ss. 7, 8.

to inflict summary punishment in cases of contempt of court . . . . . Act IV of 1877, ss. 205—207.

*See also CONTEMPT OF COURT.*

As to arrest of offenders . . . . . Act IV of 1877, ss. 15, 61, 62.

recording confessions, &c. . . . . Act IV of 1877, s. 16.

compelling restoration of abducted females . . . . . Act IV of 1877, s. 17.

offences with reference to place of commission . . . . . Act IV of 1877, ss. 18—24.

In case of offences relating to Railways, Telegraphs, Post Office, and Arms and Ammunition, wherever committed, if witnesses are within Presidency Town . . . . .

Act IV of 1877, ss. 238, 239.

In regard to certain Municipal offences committed beyond limits of city . . . . .

Mad. Act V of 1878, s. 369.

Bom. Act III of 1872, ss. 233, 252.

As to cognizance of offences generally with reference to their nature . . . . .

Act IV of 1877, ss. 25—29, 38—46.

In *Ábkári* cases . . . . . Act XIX of 1852, ss. 22, 31—33, 35, 37.

Mad. Act VIII of 1867, s. 81.

As to offences of issuing Bill or Note payable to bearer on demand . . . . . Act III of 1871, s. 22.

In case of fraudulent Breach of Contract by workmen . . . . . Act XIII of 1859, ss. 1—4.

To settle disputes as to chargeability with Coast light dues, &c. . . . . Act IX of 1879, s. 14.

Over offence under Indian Companies Act . . . . . Act X of 1866, s. 226.

In reference to Dramatic performances . . . . . Act XIX of 1876, ss. 2, 4, 6, 8, 10.

As to offences connected with Emigration to Foreign Territory . . . . . Act VII of 1871, s. 82.

to British Burma . . . . . Act III of 1876, s. 3.

from Madras Presidency . . . . .

Mad. Act V of 1866, ss. 12, 20.

As to registration of Emigrants for British Burma . . . . . Act III of 1876, ss. 15—18, 20.

With reference to European vagrants . . . . . Act IX of 1874, ss. 3, 4, &c.

For deciding disputes, &c., between Gas companies and private individuals . . . . .

Bom. Act V of 1863, ss. 4, 9, &c.

Act V of 1857, ss. 4, &c.

In regard to Lunatics. *See LUNATICS.*

In offences relating to Madras pier . . . . . Mad. Act V of 1863, s. 15.

In respect of Municipal matters and offences . . . . . Ben. Act IV of 1876, s. 320.

Mad. Act V of 1878, ss. 354, 355, 414, 415, 424.

Bom. Act III of 1872, ss. 244, 289—291, 299.

lists of persons qualified to be elected or to vote at Municipal elections . . . . .

Mad. Act V of 1878, ss. 23, 24.

Ben. Act IV of 1876, s. 20.

In cases under Opium Act . . . . . Act I of 1878, s. 3.

In cases under Parsi Marriage and Divorce Act . . . . . Act XV of 1865, s. 47.

To determine and levy compensation for damage to Port Commissioners' works . . . . .

Ben. Act V of 1870, s. 76.

Bom. Act VI of 1879, s. 184.

As to offences and disputes under Indian Ports Act . . . . . Act XII of 1875, s. 4.

In regard to dispersion of Unlawful Assemblies . . . . . Act XI of 1874, s. 43.

*See INFECTIOUS DISEASES; MADRAS TOWN POLICE DISTRICT, 2; SEAL; UNLAWFUL ASSEMBLIES.*





**PRESIDENCY MAGISTRATE—cont.****2. Jurisdiction—cont.***(b) Of Bench at Madras.*

- To hear appeals regarding assessments of municipal taxation . . . Mad. Act V of 1878, s. 191.  
 Power to make reference to High Court . . . Mad. Act V of 1878, ss. 192, 193.  
 To hear appeal regarding amount of compensation awarded by Standing Committee for removal of offensive trade previously registered . . . Mad. Act V of 1878, s. 324.

*(c) Of Chief Presidency Magistrate at Bombay.*

- To determine validity of Bombay city municipal elections . . . Bom. Act III of 1872, s. 9 C.  
 . . . Bonn. Act IV of 1878, s. 5.  
 As to appeal against order of Municipal Commissioner refusing to register voter  
 . . . Bom. Act III of 1872, s. 9 D.  
 . . . Bom. Act IV of 1878, s. 5.  
 In regard to assessment or demand of municipal rate or tax  
 . . . Bom. Act III of 1872, ss. 127, 128.  
 . . . Bonn. Act IV of 1878, s. 4.

*See FERRIES (Bo.); REVENUE JUDGE (Bo.).*

**3. Procedure.***(a) General Rules.*

- Code of Criminal Procedure not to apply to, generally . . . Act X of 1872, ss. 1, 540.  
 Subordinate to High Court for purposes of Prisoners' Testimony Act, . . . Act XV of 1869, s. 2.  
 Rules of practice, &c., to be framed by Chief Presidency Magistrate, . . . Act IV of 1877, s. 9.  
 Reference of question of law to High Court by . . . Act IV of 1877, ss. 240, 241.  
 Transfer of case from, to High Court . . . Act X of 1875, s. 147.  
 Preliminary examination of complainant . . . Act IV of 1877, ss. 30, 31.  
 Bail when to be taken by . . . Act IV of 1877, ss. 70, 71.  
*See also BAIL.*  
 Inquiry into case triable by High Court . . . Act IV of 1877, ss. 81—93.  
*See also INQUIRY.*  
 Dismissal for non-appearance of complainant by . . . Act IV of 1877, ss. 118, 124.  
 Adjournment, on what grounds . . . Act IV of 1877, ss. 102, 118, 124.  
 Withdrawal of complaint when allowed . . . Act IV of 1877, s. 125.  
 Proceedings when to be stayed . . . Act IV of 1877, s. 127.  
 Appeals from orders of, in what cases allowed . . . Act IV of 1877, ss. 167, 168, 180.  
 Orders by, for disposal of property regarding which offence committed, . . . Act IV of 1877, s. 243.  
 . . . connected with charge in police custody  
 . . . Act IV of 1877, s. 244.  
 Compensation awardable by, to person groundlessly given in charge or complained against  
 . . . Act IV of 1877, s. 242.

*(b) Evidence and Record.*

- Record of trial how framed . . . Act IV of 1877, ss. 114, 116, 120, 123, 126.  
 Supplementary record of reasons for order, on its being called in question  
 . . . Act IV of 1877, s. 182.  
 Record of finding and sentence . . . Act IV of 1877, s. 126.  
 Attendance of witnesses how procured . . . Act IV of 1877, ss. 134—143.  
 Documentary evidence how procured . . . Act IV of 1877, ss. 144—147.  
 Procedure for recovery of recognizance of person not appearing . . . Mad. Act VIII of 1867, s. 71.  
 . . . Ben. Act IV of 1866, s. 95.  
 . . . Act XIII of 1856, s. 107.  
 Examination of witnesses and accused . . . Act IV of 1877, ss. 115, 121, 123.  
 Evidence when and how to be recorded . . . Act IV of 1877, s. 115.  
 Power to issue commission for examination of absent witness . . . Act IV of 1877, s. 158.  
 Special rules of evidence . . . Act IV of 1877, ss. 152—158.

*See also ABSCONDING ACCUSED; CHEMICAL EXAMINER; MEDICAL WITNESS; PREVIOUS ACQUITTAL OR CONVICTION.*

**Execution of commission for examination of witness in criminal case**

- . . . Act X of 1872, s. 330. | Act X of 1875, s. 76.  
 . . . Act XI of 1874, s. 35. | Act IV of 1877, s. 158.  
 Offer of pardon to accomplice when authorized . . . Act IV of 1877, ss. 150, 151.  
*See also PARDON.*



**PRESIDENCY MAGISTRATE—concl.****8. Procedure—cont.****(c) Charge.**

- When and in what cases to be framed . . . . . Act IV of 1877, ss. 116, 122.  
 Rules regarding framing of . . . . . Act IV of 1877, ss. 94—112.  
 Withdrawal of, by Government Solicitor, &c., when allowed . . . Act IV of 1877, s. 112.

**(d) Issue of process and execution.**

- Issue of process. *See* SUMMONS, 2; WARRANT, 1, 2 (a).  
 Execution of sentence of . . . . . Act IV of 1877, ss. 183—193.  
 Power to issue search warrant . . . . . Act IV of 1877, ss. 145, 159—166.  
*See also* COSTS, 2; DOCUMENT; SEARCH WARRANT; SUMMONS CASE; WARRANT CASE.  
 Power of Chief Presidency Magistrate to direct delivery of letter in Post Office  
 . . . . . Act IV of 1877, s. 146.  
 Execution of warrant for arrest or search issued by Mufassal Magistrate  
 . . . . . Act X of 1872, ss. 170, 374—376.  
 To recover fine imposed on juror by Coroner . . . . . Act IV of 1871, ss. 32, 33.  
 by court martial on volunteers . . . . . Act XX of 1869, s. 22.  
 by Pilot Court on non-attending jurors and witnesses  
 . . . . . Act XII of 1859, ss. 9, 14.  
*See* COMPENSATION, 2; CRIMINAL COURT; DISPUTED POSSESSION; MAINTENANCE;  
 PROPERTY; SECURITY FOR GOOD BEHAVIOUR; WITNESSES; SECURITY FOR KEEPING  
 THE PEACE.

**PRESIDENCY MUNICIPALITIES.**

- Borrowing powers of, saved from Local Public Works Loans Act . . Act XI of 1879, s. 8.  
*See* BOMBAY CITY MUNICIPALITY; CALCUTTA MUNICIPALITY; MADRAS CITY  
 MUNICIPALITY.

**PRESIDENCY TOWN.**

- Definition of . . . . . Act X of 1872, s. 4.  
 Power to extend limits of . . . . . 55 Geo. III, c. 84, s. 2.  
 Laws Local Extent Act not to affect . . . . . Act XV of 1874, s. 8 (j).  
 Constitution of, as district under Code of Criminal Procedure . . Act IV of 1877, s. 8.  
 Execution in, of warrant of arrest or search warrant issued by Mufassal Magistrate  
 . . . . . Act X of 1872, ss. 168, 170, 374—376.  
 Illegality of emigration from ports other than those of . . . . Act VII of 1871, s. 26.  
 Protector of Emigrants and Medical Inspector of Emigrants to be appointed for  
 . . . . . Act VII of 1871, ss. 6, 9.  
 Establishment of dépôt for emigrants in . . . . . Act VII of 1871, s. 10.  
 Distresses for rent in. *See* DISTRESS FOR RENT.  
 Estates of deceased Hindûs, &c., in. *See* ADMINISTRATOR GENERAL; SUCCESSION.  
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*See also* BOMBAY; CALCUTTA; CORONER; COURT OF DIRECTORS; COURT OF SMALL  
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 MAGISTRATES, PRESIDENCY MUNICIPALITIES; PROCESS; SHERIFF; SEA CUSTOMS,  
 3 (b); SUMMONS.

**PRESIDENT OF BOARD OF CONTROL.**

- To countersign warrant for letters patent respecting bishopric or archdeaconry,  
 . . . . . 53 Geo. III, c. 155, s. 53.  
 warrants under Royal Sign Manual relating to India, 17 & 18 Vic., c. 77, s. 1.  
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**PRESIDENT OF COURT-MARTIAL. *See* COURT-MARTIAL.****PRESIDENT OF MEETINGS.**

- For making laws and regulations . . . . . 21 & 22 Vic., c. 106, s. 63.  
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**PRESUMPTIONS.**

1. As to genuineness and validity of certain documents, signatures, &c.
2. As to ownership.
3. In respect of offences.

4. From course of former suits.
5. In matters arising between landlord and tenant.
6. Miscellaneous.

**1. As to genuineness and validity of certain documents, signatures, &c.**

- As to certain documents issued by or by authority of Government . Act I of 1872, ss. 81—85. certificate stating circumstances attending record of evidence, &c.

Act VIII of 1876, s. 43. | Act I of 1872, s. 80.

Act I of 1859, s. 111. | Mad. Act VI of 1867, s. 20.

genuineness of copies certified by public officers . . . . . Act I of 1872, s. 79.

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copy of decree and certificate sent to other Court for execution, Act X of 1877, s. 225.

memorandum of acknowledgment of deed by married woman, Act XXXI of 1854, s. 11.

signatures of public officers to proceedings, depositions, &c. . . . .

Act I of 1872, ss. 79, 80. | Act VIII of 1876, s. 43.

Act I of 1859, s. 111. | Mad. Act VI of 1867, s. 20.

*See also SIGNATURE.*

signature of Chemical Examiner . . . . . Act X of 1872, s. 325.

Act X of 1875, s. 72. | Act IV of 1877, s. 153.

truth of entries in record of rights or settlement record . . . . .

(N.) Act XIX of 1873, s. 91 | (P.) Act XXXIII of 1871, s. 16.

(O.) Act XVII of 1870, s. 17. | (Aj.) Reg. II of 1877, ss. 68, 72.

correctness of record of survey or settlement of forest or waste land . . . . .

Act VII of 1878, s. 28.

foreign judgment having been made by competent Court, Act X of 1877, s. 13 expln. VI.

validity of judicial proceedings of revenue officers . . . . . (N.) Act I of 1874, s. 9.

due execution, &c., of documents—

produced from proper custody and more than 30 years old . . . . . Act I of 1872, s. 90.

not produced after notice . . . . . Act I of 1872, s. 89.

instrument containing statement of rate of exchange or average value, being duly

stamped . . . . . Act I of 1879, s. 22.

**2. As to ownership.**

Of person in possession . . . . . Act I of 1872, s. 110.

Of forests, waste lands, quarries, included within boundaries of settled estates

(P.) Act XXXIII of 1871, ss. 26, 28.

As to drift, stranded and unmarked timber being the property of Government . . . . .

Act VII of 1878, s. 45.

As to forest produce seized in connection with offence being Government property

Act VII of 1878, s. 68.

**3. In respect of offences.**

As to absence of circumstances bringing offence within general or special exceptions

Act I of 1872, s. 105.

general exceptions of Penal Code . . . . . Act XVIII of 1862, s. 26.

good faith, in transaction between parties, one of whom stands to the other in relation

of active confidence . . . . . Act I of 1872, s. 111.

good faith, in cases of defamation . . . . . Act XVIII of 1862, s. 27.

desertion, from absence of soldier for two months without leave, Act V of 1869, Art. 114.

person found in Gaming House, being there for the purpose of gaming

Ben. Act III of 1866, ss. 26, 28. | Mad. Act VIII of 1867, ss. 32, 34.

Act XLVIII of 1860, s. 15. | Act XXI of 1857, s. 11.

Ben. Act II of 1866, ss. 26, 28. | Ben. Act IV of 1866, ss. 45, 47.

Act XIII of 1856, s. 57.

use of place in which gaming instruments are found as Gaming House

Act XIII of 1856, s. 61. | Ben. Act II of 1866, ss. 28, 29.

Act XLVIII of 1860, s. 15. | Ben. Act IV of 1866, ss. 47, 49.

Mad. Act VIII of 1867, s. 34.

**PRESUMPTIONS—cont.****3. In respect of offences—cont.**

- From possession of opium which is unaccounted for . . . . . Act I of 1878, s. 10.  
 second conviction of offence connected with illicit sale of spirits, &c., in cantonments  
 Act III of 1880, s. 15.  
 Mad. Act I of 1866, s. 31.  
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*See also 2 above.*

**4. From course of former suits.**

- As to acquiescence of defendant, not applying for stay of proceedings, in jurisdiction of Court  
 Act X of 1877, s. 20.  
 matter which might have been made a ground of attack or defence in former suit  
 Act X of 1877, s. 13 expln. II.  
 refusal of relief asked for in plaint and not expressly granted by decree  
 Act X of 1877, s. 13 expln. III.

**5. In matters arising between landlord and tenant.**

- From holding of raiyats and under-tenants at fixed rates from time of permanent settlement  
 Act X of 1859, ss. 4, 16.  
 Act XVIII of 1873, s. 6.  
 Ben. Act VIII of 1869, ss. 4, 17.  
 Bom. Act V of 1879, s. 83.  
 As to duration and nature of tenancy . . . . . (P.) Act XXVIII of 1868, s. 6.  
 right of occupancy, arising from entry in settlement record (Hazara) Reg. III of 1873, s. 6.  
 tenants of istimrârdârs being tenants at will . . . . . (Aj.) Reg. II of 1877, s. 21.

**6. Miscellaneous.**

- From registration of trade marks . . . . . 38 & 39 Vic., c. 91, s. 3.  
 As to existence of facts likely to have happened in common course of events  
 Act I of 1872, s. 114.  
 Of due appointment from acting in public office . . . . . Act I of 1872, ss. 79, 82, 91 expln. 1.  
 As to pledge of goods in case of subsequent advances by pawnee . . . . . Act IX of 1872, s. 174.  
 right of Government to levy land revenue . . . . . Bom. Act II of 1863, s. 10.  
 Bom. Act VII of 1863, s. 14.  
 adequacy or inadequacy of pecuniary compensation for relief of breach of contract to  
 transfer property . . . . . Act I of 1877, s. 12 expln.  
 right of agent to personally enforce contracts entered into on behalf of principal  
 Act IX of 1872, s. 230.  
 election, arising from enjoyment by legatee of legacy for two years  
 Act X of 1865, s. 174.  
 life of person shown to have been living within 30 years . . . . . Act I of 1872, s. 107.  
 death of person not heard of for 7 years . . . . . Act I of 1872, s. 108.  
 Act XVIII of 1872, s. 9.  
 relationship of persons shown to have been acting as partners, landlord and tenant, and  
 principal and agent . . . . . Act I of 1872, s. 109.  
 domicile of person dying and leaving moveable property in British India  
 Act X of 1865, s. 19.  
 marriage in suits under Native Converts Marriage Dissolution Act from cohabitation  
 Act XXI of 1866, s. 21.  
 From refusal of witness to answer question put to him  
 Act I of 1872, s. 114, illus. (h) s. 148 (4).  
 accused to answer question put to him in course of trial or inquiry  
 Act X of 1872, ss. 193, 214, 343. | Act X of 1875, s. 61.  
 Act I of 1872, s. 114, ill. (h.) | Act IV of 1877, s. 148.  
*See also CONCLUSIVE PROOF, PREEMPTION, RIGHT OF.*

**PREVENTION OF OFFENCES.**

- Duties of police in regard to . . . . . Act V of 1861, s. 23.  
 Act XXIV of 1859, s. 21.  
 Bom. Act VII of 1867, ss. 21, 22.

*See also POLICE, 3.*





**PREVENTIVE RELIEF. See INJUNCTION.****PREVIOUS ACQUITTAL OR CONVICTION.**

When and to what extent bar to subsequent trial on same facts—

- In ordinary Criminal Courts . . . . . Act X of 1872, s. 460.  
 . . . . . Act X of 1875, s. 117.  
 . . . . . Act IV of 1877, s. 113.  
 . . . . . Act XXI of 1879, s. 9.  
 Of British subject for offence committed in Native State . . . . . Act V of 1869, Part III (a).  
 As between Civil and Military Court . . . . . 42 & 43 Vic., c. 33, ss. 46, 150, 155.  
 Under Forest Act, bar to trial under other law . . . . . Act VII of 1878, s. 66.  
 Bar to second trial by convention of elders on Panjáb Frontier . . . . . Reg. IV of 1873, s. 2.  
 Award of penalty by customs officers no bar to prosecution under other Act  
 . . . . . Act VIII of 1878 s. 180.  
 Manner of proving in Criminal Court . . . . . Act X of 1872, s. 326.  
 . . . . . Act X of 1875, s. 119.  
 . . . . . Act IV of 1877, s. 154.  
 in trial before Court-Martial . . . . . 42 & 43 Vic., c. 33, ss. 157, 158.  
 . . . . . Act V of 1869, Art. 117, 128.

*See also* PREVIOUS CONVICTION.**PREVIOUS CONVICTION.**

- Always relevant in criminal case . . . . . Act I of 1872, s. 14.  
 When to be set out in charge . . . . . Act X of 1872, s. 439.  
 . . . . . Act X of 1875, s. 118.  
 . . . . . Act IV of 1877, s. 94.  
 May be proved in proceedings for demand of security for good behaviour, Act X of 1872, s. 515.  
 . . . . . Act IV of 1877, s. 230.  
 . . . . . for keeping the peace . . . . . Act IV of 1877, s. 230.  
 Of European vagrant to be certified in order of transmission . . . . . Act IX of 1874, s. 24.  
 Sentence of whipping in certain cases on proof of, of same offence . . . . . Act VI of 1864, ss. 3, 4.  
 . . . . . Reg. III of 1875, ss. 3, 4.  
 Of offences relating to coin or property. *See* HABITUAL OFFENDER.  
 Enhancement of punishment on proof of—  
 for certain offences relating to coin or property . . . . . Act XLV of 1860, s. 75.  
 in cases relating to ábkári in Madras town . . . . . Act XIX of 1852, s. 34.  
 for smuggling, &c., in breach of Inland Customs Act . . . . . Act VIII of 1875, s. 12.  
 for offence relating to killing wild elephants . . . . . Mad. Act I of 1873, ss. 3, 4.  
 for forest offence . . . . . Act VII of 1878, s. 42.  
 for desertion or absence of immigrant . . . . . Act III of 1876, s. 68.  
 . . . . . Ben. Act VII of 1873, ss. 121, 122.  
 for Municipal market offences . . . . . Ben. Act IV of 1876, s. 322.  
 for offence relating to cultivation of opium . . . . . Act XIII of 1857, s. 28.  
 under salt law . . . . . Ben. Act VII of 1864, s. 34.  
 Effect of proof of, in cases connected with illicit sale of spirits, &c., in cantonments  
 . . . . . Act III of 1880, s. 15.  
 . . . . . Mad. Act I of 1866, s. 31.  
 . . . . . Bom. Act III of 1867, s. 22.  
 Under Police Acts, bar to subsequent prosecution or suit for same action  
 . . . . . Act XXIV of 1859, ss. 51, 53.  
 . . . . . Act V of 1861, ss. 36, 42.  
 . . . . . Bom. Act VII of 1867, ss. 36, 42.  
 Under Burma Coast Lights Act, bar to subsequent conviction for same offence under other Act  
 . . . . . Act IX of 1879, s. 15.  
 Under Railway Act, bar to subsequent prosecution for same offence under another Act  
 . . . . . Act IV of 1879, s. 51.  
 Under Dramatic Performances Act, no bar to prosecution under sections 124A, 294, Indian  
 Penal Code . . . . . Act XIX of 1876, s. 9.  
*See* GAMING HOUSE; PREVIOUS ACQUITTAL OR CONVICTION; WHIPPING.

**PRICE.**

- Completion of sale on payment of . . . . . Act IX of 1872, s. 78.  
 Determination of, when not fixed by contract of sale . . . . . Act IX of 1872, s. 89.



**PRICE—cont.**

Limitation of time for suit for, of goods sold . . . Act XV of 1877, 4, sch. II. Nos. 52—54.  
 recovery of advance of, . . . Act XV of 1877, s. 4, sch. II, No. 51.  
 of trees or growing crops . . . Act XV of 1877, s. 4, sch. II, No. 55.  
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*See also* MASTER AND SERVANT, 2.

**PRIESTS.**

Exempted from service as jurors or assessors . . . Act X of 1872, s. 406.  
*See* BISHOP.

**PRIME MOVER.** *See* STEAM BOILERS.

**PRIMOGENITURE.**

Succession to estates of istimrādārks to be according to rule of . . . (Aj.) Reg. II of 1877, s. 23.  
 in Midnapur, &c., to be according to rule of . . . Ben. Reg. X of 1800.  
*See also* SUCCESSION, 3; TRIBUTARY MAHĀLS, KATAK.

**PRINCE.** *See* SOVEREIGN PRINCE.

**PRINCE OF ABOOT.**

Bar to civil suit against, without consent of Madras Government . . . Act XX of 1873, ss. 1, 2.  
 Incapacity of, to contract . . . Act XX of 1873, s. 3.

**PRINCIPAL AND AGENT.**

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| 1. Of the nature of the contract and authority of Agent. | 5. Liabilities and Rights in relation to third parties.  |
| 2. Delegation by Agent.                                  | 6. Suits between.  |
| 3. Unauthorized acts of Agent                            | 7. Termination of Agency.                                |
| 4. Mutual rights and duties.                             | 8. Special Rules regarding landholders and their Agents. |

**1. Of the nature of the contract and authority of Agent.**

Definition of . . . Act IX of 1872, s. 182.  
 Agent remunerated by share of profits not thereby rendered partner . . . Act IX of 1872, s. 242.  
 Who may be, respectively . . . Act IX of 1872, ss. 183, 184.  
 Consideration not required to create agency . . . Act IX of 1872, s. 185.  
 Authority of agent, express or implied . . . Act IX of 1872, ss. 186, 187.  
 extent of, ordinarily . . . Act IX of 1872, s. 188.  
 in an emergency . . . Act IX of 1872, ss. 189, 214.

Master of ship for what purposes treated as agent of shipowner or charterer

Act X of 1877, s. 76.

Agent to be deemed owner for certain purposes under Sea Customs Act

Act VIII of 1878, s. 4.

Ship's agent when to act for master in matters relating to sea customs

Act VIII of 1878, ss. 5, 60.

Presumption as to existence and continuance of relationship of

Act I of 1872, s. 109.

Possession of land by agent held to be possession by principal,

(Bu.) Act II of 1876, s. 3 (a).

*See* IMMOVEABLE PROPERTY, 4 (b).

**2. Delegation by Agent.**

When allowed . . . Act IX of 1872, ss. 190, 191.  
 Effect of, when authorized . . . Act IX of 1872, s. 192.  
 when unauthorized . . . Act IX of 1872, s. 193.  
 Relation between principal and person duly appointed by agent to act in business of agency  
 Act IX of 1872, ss. 194, 195.

**3. Unauthorized acts of Agent.**

Ratification of, express or implied . . . Act IX of 1872, ss. 196, 197.  
 effect of . . . Act IX of 1872, ss. 196, 198, 199.  
 cannot injure third person . . . Act IX of 1872, s. 200.

**4. Mutual rights and duties.**

Duty of Agent, in conducting principal's business . . . Act IX of 1872, ss. 211, 214.  
 to furnish accounts and pay monies received . . . Act IX of 1872, ss. 213, 217, 218.





**PRINCIPAL AND AGENT—cont.****4. Mutual rights and duties—cont.**

- Skill and diligence required from Agent . . . . . Act IX of 1872, s. 212.  
 Right of Agent, to remuneration . . . . . Act IX of 1872, ss. 219, 220.  
     to retain money of principal for expenses and remuneration . . . . . Act IX of 1872, s. 217.  
 Agent liable specifically to deliver property held by him as such, to principal, Act I of 1877, s. 11.  
 Duty of principal to indemnify Agent for lawful acts and acts done in good faith . . . . . Act IX of 1872, ss. 222, 223.  
     not for criminal acts even on express promise . . . . . Act IX of 1872 s. 224.  
     to compensate Agent for neglect or want of skill . . . . . Act IX of 1872, s. 225.  
 Agent's lien on property of principal . . . . . Act IX of 1872, s. 221.  
     *See* **BANKER; FACTOR; WHARFINGER; ATTORNEY; POLICY-BROKER.**  
 Note sent by agent to principal intimating purchase or sale of goods or marketable security exceeding in value Rs. 20, chargeable with what stamp duty . . . . . Act I of 1879, ss. 4, 5, sch. I, No. 46.  
     *See* **TRADE LICENSES.**

**5. Liabilities and Rights in relation to third parties.**

- Liability and rights of principal as regards third parties:  
     for agent's authorized acts . . . . . Act IX of 1872, ss. 226, 233, 234.  
         when done without disclosing principal . . . . . Act IX of 1872, ss. 231, 232.  
     unauthorized acts . . . . . Act IX of 1872, ss. 227, 228.  
         when principal has induced belief that acts were authorized . . . . . Act IX of 1872, s. 237.  
 Principal when entitled to enforce specific performance of contract made by agent . . . . . Act I of 1877, s. 23 (b).  
 Effect of acknowledgment signed by agent to take debt or decree of chartered Court out of limitation . . . . . Act XV of 1877, ss. 4, 19, sch. II, No. 180.  
 Consequences of notice given to agent as against principal . . . . . Act IX of 1872, s. 229.  
 Personal liability of agent to third parties on what contracts . . . . . Act IX of 1872, ss. 230, 235.  
     to what extent . . . . . Act IX of 1872, ss. 233, 234.  
 Person falsely contracting as agent not entitled to performance on his own behalf . . . . . Act IX of 1872, s. 236.  
 Liability of principal for fraud and misrepresentation of agent . . . . . Act IX of 1872, s. 238.  
 Right of principal when agent deals on his own account in business of agency . . . . . Act IX of 1872, ss. 215, 216.

**6. Suits between.**

- Limitation of time for . . . . . Act XV of 1877, s. 4, sch. II, Nos. 88-90.  
 Suit for amount between. *See* **PRELIMINARY ORDER.**  
 Agent when entitled to file suit of inter-pleader against principal . . . . . Act X of 1877, s. 474.  
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**7. Termination of Agency.**

- By revocation or renunciation, express or implied . . . . . Act IX of 1872, ss. 201, 207.  
     effect of . . . . . Act IX of 1872, ss. 203, 204, 208.  
     notice of, required . . . . . Act IX of 1872, s. 206.  
     compensation for, before time specified . . . . . Act IX of 1872, s. 205.  
 Otherwise . . . . . Act IX of 1872, s. 201.  
 Where agent has an interest in subject-matter . . . . . Act IX of 1872, s. 202.  
 Time of taking effect of . . . . . Act IX of 1872, s. 208.  
 By principal's death or insanity, duty of agent on . . . . . Act IX of 1872, s. 209.  
 Determines authority of sub-agent . . . . . Act IX of 1872, s. 210.

**8. Special Rules regarding Landholders and their Agents.**

- Responsibility of landholder for acts of agent in distraining for rent  
     Act X of 1859, ss. 114, 120. | Ben. Act VIII of 1869, ss. 70, 76.  
     Act XVIII of 1873, ss. 59, 60. | Mad. Act VIII of 1865, s. 79.  
     Act XIX of 1868, ss. 49, 50.

**PRINCIPAL AND AGENT—*concl.*****8. Special rules regarding landholders and their Agents—*cont.***

- Written authority to, to distrain, exempted from Court-fee . . . . . Act VII of 1870, s. 19, xiii.  
 Náibs, gumáshtas, and agents of landholders when empowered to institute and defend rent suits  
     Ben. Act VIII of 1869, s. 32. | (N.) Act XVIII of 1873, s. 141.  
     (Be. & C.) Act X of 1859, s. 69. | Ben. Act I of 1879, s. 78.  
 Suits by landholders against agents for money received or accounts kept cognizable by  
     Revenue Courts . . . . . Ben. Act I of 1879, s. 37 (7).  
     Act X of 1859, s. 24.  
     Act XIX of 1868, s. 83 (5).  
 Summary ejectment of agent by landholder enforceable by Collector . . . . . Act X of 1859, s. 25.  
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**PRINCIPAL AND SURETY.**

- Liability of surety co-extensive with that of principal . . . . . Act IX of 1872, s. 128.  
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     release or discharge of principal . . . . . Act IX of 1872, s. 134.  
     composition or compromise with or granting time to principal  
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     creditor's act or omission impairing eventual remedy  
     . . . . . Act IX of 1872, ss. 139, 141.  
 Surety not discharged by agreement with third party to give time to principal  
     mere forbearance to sue . . . . . Act IX of 1872, s. 136.  
     release of co-surety . . . . . Act IX of 1872, s. 137.  
     . . . . . Act IX of 1872, s. 138.  
 Right of surety on performance after principal's default  
     . . . . . Act IX of 1872, s. 43, expln. ss. 140, 141, 145.  
 Implied contract by principal to indemnify surety . . . . . Act IX of 1872, s. 145.  
 Liability of co-sureties as between themselves . . . . . Act IX of 1872, ss. 146, 147.  
 Surety of native officer exonerated from all responsibility on death of principal  
     . . . . . Ben. Reg. III of 1794, s. 16.  
     (Be., N., O.) Ben. Reg. XXXIII of 1803, s. 3.  
 Limitation of time for suit by surety against principal or co-surety for contribution  
     . . . . . Act XV of 1877, s. 4, sch. II, Nos. 81, 82.  
 Decree how executable against surety of judgment-debtor before decree, . . . . . Act X of 1877, s. 253.  
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**PRINCIPAL COURT OF ORIGINAL JURISDICTION. *See DISTRICT COURT.*****PRINCIPAL SADR AMINS.**

- When eligible for High Court Judgeship . . . . . 24 & 25 Vic., c. 104, s. 2.  
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**PRINTER AND PUBLISHER.**

- Declaration by, of book or newspaper . . . . . Act XXV of 1867, ss. 4, 5, 13—15.  
 Names of, to be printed on every book or newspaper . . . . . Act XXV of 1867, ss. 3, 12.  
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     person ceasing to be, and inspection of and effect of certified copies of such  
     declaration . . . . . Act XXV of 1867, s. 8.  
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- Documents made by, primary evidence of contents of each other, Act I of 1872, s. 62, expln. (1).  
     or journals printed by order of British or Foreign Government containing Acts,  
     orders, or notifications of executive or legislature, admissible in evidence  
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     . . . . . 31 & 32 Vic., c. 37.  
 Production in evidence of printed copy of proceedings of a municipality  
     . . . . . Act I of 1872, s. 78 (5).  
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**PRINTING PRESS.**

Liability of, to forfeiture when used in printing seditious or extortionate newspaper, book, &c. Act IX of 1878, ss. 8, 10.

**PRISON.**

Appointment of, for confinement of European British subjects . . . . . Act X of 1872, s. 88.  
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Confinement, transfer, and discharge of military convicts in, . . . . . 42 & 43 Vic., c. 33, ss. 59—66.  
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Inspection of criminal lunatic confined in . . . . . Act X of 1872, s. 431.  
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Superintendent of, duty of, to give effect to orders for detention of all British Indian convicts  
under authority of warrant . . . . . Act V of 1871, ss. 16, 17.  
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Detention in, of persons convicted of certain offences in Native States . . . . . Act V of 1871, ss. 19, 20

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Inspection, superintendence, visiting officers, and rules for management of . . . . . Mad. Act V of 1869, ss. 2, 3.

Appointment of jailors for . . . . . Mad. Act V of 1869, s. 4.

Superintendent of Jail, powers of, as to punishment of prisoners and prison officials  
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Mad. Act V of 1869, s. 18.

Penalties for taking spirits, drugs, tobacco, weapons, or tools into . . . . . Mad. Act V of 1869, ss. 14, 19.

Imprisonment in, of persons sentenced by Collector in inquiries into malversation by public  
servants, &c. . . . . Mad. Reg. IX of 1822, ss. 5, 8, 13, 15.

Detention in, of land revenue defaulters . . . . . Mad. Act II of 1864, s. 49.

**PRISON (Bo.).**

To be of two classes, civil and criminal . . . . . Bom. Act II of 1874, s. 7.

Civil, provisions regarding, not applicable to jails in Bombay City. . . . . Bom. Act II of 1874, s. 8.  
situation, superintendence, charge, visiting and medical officers of

Bom. Act II of 1874, ss. 9—12.

admission of strangers to . . . . . Bom. Act II of 1874, s. 13.

Criminal, subordinate, district and central, establishment of and rules as to prisoners to be con-  
fined in . . . . . Bom. Act II of 1874, ss. 17—22

appointment and general duties of Superintendent, Jailors, and Medical Officers

Bom. Act II of 1874, ss. 27—33, 40.

Superintendent, powers of, for punishment of prisoners . . . . . Bom. Act II of 1874, ss. 34—36.

certificate of, to be evidence of escape from

Bom. Act II of 1874, s. 51.

introduction of spirits, tobacco, drugs, prohibited articles, letters, &c., into, and  
abetment thereof . . . . . Bom. Act II of 1874, ss. 37, 38.

appointment, powers, and duties of visitors of . . . . . Bom. Act II of 1874, ss. 45, 47.

Rules for management of, to be made by Inspector General . . . . . Bom. Act II of 1874, s. 52.

Military guards for. *See* ARMY, 1 (c.).

**PRISON (Be.).**

District and sub-divisional, maintenance and control of, by Magistrate of District and  
Sub-divisional Magistrate . . . . . Ben. Act II of 1864, s. 3.

Ben. Act V of 1865, s. 3.

Central, maintenance and control of . . . . . Ben. Act II of 1864, ss. 4, 6.

Inspection, superintendence, visiting and medical officers, and rules for management of  
Ben. Act II of 1864, ss. 7, 8.



**PRISON (Be.)—cont.**

Appointment of Jailer for . . . . . Ben. Act II of 1864, s. 9.  
 Superintendent of, powers of, as to enquiry into, and punishment of prisoners and prison officials. . . . . Ben. Act II of 1864, ss. 16, 18.

Superintendent of, powers of, as to confinement of prisoners in irons . . . . . Ben. Act V of 1865, s. 4.  
 . . . . . Ben. Act V of 1865, ss. 5, 6.

*See* CENSUS.

Penalties for taking prohibited articles into . . . . . Ben. Act II of 1864, s. 17.  
 . . . . . Ben. Act V of 1865, s. 8.

*See also* PRESIDENCY JAIL; PRISONERS.

**PRISON (N., P., O., C., B., A., Co.).**

Provision and maintenance of . . . . . Act XXVI of 1870, s. 4.  
 Inspector General, appointment of and control of prisons by . . . . . Act XXVI of 1870, ss. 6, 13.

Reg. II of 1879, s. 3.  
 Appointment, removal, suspension, and duties of Superintendent, Medical Officers, Gaolers, and subordinate officers of . . . . . Act XXVI of 1870, ss. 7—27, 29, 38—41.  
 Authority of Magistrate of District or Deputy Commissioner in respect of . . . . .

Act XXVI of 1870, s. 13.  
 Registers and records to be kept up in . . . . . Act XXVI of 1870, ss. 21, 22, 48.

Power to search persons suspected of introducing contraband goods into, or removing prison property from . . . . . Act XXVI of 1870, ss. 25, 44.

Provision of infirmary in . . . . . Act XXVI of 1870, s. 42.

Introduction of spirits, tobacco, drugs, prohibited articles, letters, &c., into, and abetment thereof . . . . . Act XXVI of 1870, ss. 45, 46.

Officers of, punishable by superintendent or magistrate for ill-treating prisoners or breach of rules . . . . . Act XXVI of 1870, s. 51.

Power to make rules regarding government, management, and visitation of . . . . . Act XXVI of 1870, ss. 54, 55.

Superintendent of. Powers of, to be exercised by any person authorized by Local Government . . . . . Act XXVI of 1870, s. 56.  
 . . . . . for punishment of prisoners and prison officers

Act XXVI of 1870, ss. 47—51.  
 Extension of above provisions to Coorg . . . . . Act II of 1871.

to Assam . . . . . Reg. II of 1879.

**PRISONERS.**

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|---------------------------------------|--|
| 1. Confinement, removal, release, &c. | 3. Attendance of, in Court how procured            |
| 2. Exemptions in favour of.           | 4. Powers of Presidency High Courts in respect of. |

**1. Confinement, removal, release, &c.**

Warrant for, and place of confinement of, by order of Court in Presidency Towns . . . . . Act V of 1871, ss. 4—15.

in mufassal . . . . . Act V of 1871, ss. 16—20.

*See* STATE PRISONERS.

Removal of, from one prison to another . . . . . Act V of 1871, ss. 30, 32.  
 . . . . . Act XIV of 1878, s. 6.

Lunatic, removal of, from prison to asylum, and procedure on recovery of . . . . . Act V of 1871, s. 31.

Act XIV of 1878, s. 6.  
 in case of military convict . . . . . 42 & 43 Vic., c. 33, s. 126.

**2. Exemptions in favour of.**

Petition by, exempted from court-fee . . . . . Act VII of 1870, s. 19, xvii.  
 Entitled to obtain copy of proceedings *gratis* . . . . . Act X of 1872, s. 276.

Act XI of 1874, s. 25.  
 May present petition of appeal to officer of jail . . . . . Act X of 1872, s. 277.

Act IV of 1877, s. 171.  
 Exempted from personal appearance before registering officer . . . . . Act III of 1877, ss. 33, 38.





**PRISONERS—cont.****2. Attendance of, in Court how procured.**

Method of obtaining attendance of:—

as witness in civil or criminal court when confined in same province—

in mufassal jail less than 100 miles off. . . . . Act XV of 1869, ss. 3—6.

in mufassal jail more than 100 miles off, or Presidency Jail

Act XV of 1869, s. 7.

Act IV of 1877, s. 139.

in criminal court when confined in another province . . . . . Act XV of 1869, s. 8.

as accused . . . . . Act XV of 1869, ss. 3, 6.

Commission for examination of, as witness in civil court, when confined—

in the same province . . . . . Act XV of 1869, ss. 12, 14.

in another province . . . . . Act XV of 1869, ss. 13, 14.

Service of process issued by criminal court on . . . . . Act XV of 1869, ss. 15, 16.

Deposit of costs before issue by civil court of order for attendance of, as witness

Act XV of 1869, s. 17.

Power of Coroner to order attendance of, as witness . . . . . Act IV of 1871, s. 17.

Power of Presidency Magistrate to order attendance of, as accused or witness

Act IV of 1877, s. 139.

Order for attendance of, as witness, &amp;c., in court, not to be obeyed when prisoner is sick or

under trial, subject to proviso . . . . . Act XV of 1869, s. 11.

Summons how served on defendant being . . . . . Act X of 1877, ss. 87, 88.

Rules regarding strength, cost, and charges of escort for, summoned as witness in court

Act XV of 1869, s. 18.

**4. Powers of Presidency High Courts in respect of.**

To order production of, to be bailed . . . . . Act X of 1875, s. 148 (a).

to be dealt with according to law . . . . . Act X of 1875, s. 148 (b).

to be examined as a witness . . . . . Act X of 1875, s. 148 (d).

to be tried or examined by court-martial . . . . . Act X of 1875, s. 148 (e).

for trial by any court . . . . . Act X of 1875, s. 148 (f).

on sheriff's writ of *cepi corpus* . . . . . Act X of 1875, s. 148 (g).

release of, improperly detained in custody . . . . . Act X of 1875, s. 148 (e).

See MILITARY PRISON; MILITARY PRISONERS; PRISONER OF WAR; STATE PRISONERS.

**PRISONERS (M.).**

Rules for supervision, employment, custody, dieting, and treatment of

Mad. Act V of 1869, s. 4.

Temporary shelter for, in case of overcrowding or disease . . . . . Mad. Act V of 1869, s. 5.

Property of, how dealt with during imprisonment . . . . . Mad. Act V of 1869, s. 6.

Classification of . . . . . Mad. Act V of 1869, s. 7.

Civil, confinement of . . . . . Mad. Act V of 1869, ss. 7, 8.

Summary punishment of, for certain offences by Superintendent

Mad. Act V of 1869, ss. 9—11, 18, 19.

Attempt to convey spirits, drugs, tobacco, tools, &amp;c., to, whether employed in or out of jail—

penalties for . . . . . Mad. Act V of 1869, ss. 14, 15, 17.

rewards for information of . . . . . Mad. Act V of 1869, s. 16.

**PRISONERS (Bo.).****1. In Civil Jail.****2. In Criminal Jail.****1. In Civil Jail.**

Medical attendance, subsistence and clothing of . . . . . Bom. Act II of 1874, ss. 12, 14.

Inquest by magistrate on death of, and disposal of body of . . . . . Bom. Act II of 1874, s. 15.

Disposal of balance of subsistence allowance on death or release of

Bom. Act II of 1874, s. 16.

**2. In Criminal Jail.**

Subsistence, clothing, and medical attendance to be supplied to, at Government expense

Bom. Act II of 1874, ss. 23, 24, 33, 52.

Classification of . . . . . Bom. Act II of 1874, ss. 25, 52.

Confinement of, in fetters when and by whom to be ordered . . . . . Bom. Act II of 1874, s. 26.

**PRISONERS (Bo.)—cont.****2. In Criminal Jail—cont.**

- Escapes, captures, epidemic diseases, and deaths of, to be reported to Inspector General . . . Bom. Act II of 1874, ss. 15, 28, 40.  
 Not to be received without warrant or order . . . Bom. Act II of 1874, s. 31.  
 Property of, how dealt with . . . Bom. Act II of 1874, ss. 32, 41, 42.  
 Offences by, nature of, and punishment for, awardable by Superintendent . . . Bom. Act II of 1874, ss. 34—36, 52.  
 Visits to and correspondence of, and powers of jailor for search of visitors . . . Bom. Act II of 1874, ss. 39, 40.  
 Discharge of, only when in fit state of health . . . Bom. Act II of 1874, s. 44.  
     grant of subsistence allowance on . . . Bom. Act II of 1874, ss. 43, 44.  
 Custody of, when employed beyond walls and during removal . . . Bom. Act II of 1874, ss. 48, 50.

**PRISONERS (Be.).**

- Rules for supervision, employment, custody, dieting, and treatment of, Ben. Act II of 1864, s. 7.  
 Temporary shelter for, in case of overcrowding or disease . . . Ben. Act II of 1864, s. 12.  
 Rules regarding discharge and premature release of . . . Ben. Act II of 1864, ss. 10, 11.  
 Property of, how dealt with during imprisonment . . . Ben. Act II of 1864, s. 13.  
 Classification of . . . Ben. Act II of 1864, s. 14.  
 Summary punishment of, for certain offences by Superintendent . . . Ben. Act II of 1864, s. 18.  
     Ben. Act V of 1865, ss. 4, 8.  
 Confinement of, in irons when allowed . . . Ben. Act V of 1865, ss. 4—6.  
 Penalties for conveying prohibited articles to . . . Ben. Act II of 1864, s. 17.  
 Power of Lieutenant-Governor to order transfer of, from one prison to another . . . Ben. Act V of 1865, s. 7.  
 Employed as labourers on public works, control of . . . Ben. Reg. IV of 1833.

**PRISONERS (N., P., O., C., Bu., Co.).**

- Temporary shelter to be provided for, in case of overcrowding or outbreak of epidemic disease . . . Act XXVI of 1870, s. 5.  
 Prison officers prohibited from selling or letting articles to . . . Act XXVI of 1870, s. 11.  
 Escapes and recaptures of, and outbreaks of epidemic disease among, to be reported to Inspector General . . . Act XXVI of 1870, s. 13.  
 Medical examination of, and special reports on lunacy or death of . . . Act XXVI of 1870, ss. 14, 16, 20, 27—29, 38, 40, 41.  
 Search for and seizure of weapons and prohibited articles on admission of . . . Act XXVI of 1870, s. 27.  
 Criminal. Property of, how dealt with . . . Act XXVI of 1870, s. 28.  
     Rules regarding food, clothing, employment, remission of sentences, and rewards for good conduct, of . . . Act XXVI of 1870, ss. 54, 55.  
 Discharge and removal of, only when in fit state of health . . . Act XXVI of 1870, s. 29.  
 Classification of . . . Act XXVI of 1870, s. 30.  
 Rules regarding confinement of, in separate cells . . . Act XXVI of 1870, ss. 31, 32.  
 Sentenced to death, separate confinement of . . . Act XXVI of 1870, s. 33.  
 Civil. Food, clothing, and bedding of, how supplied . . . Act XXVI of 1870, ss. 34—36.  
     Employment and earnings of . . . Act XXVI of 1870, s. 37.  
 Sentenced to simple imprisonment, employable at their own desire, and how punishable for neglect of work . . . Act XXVI of 1870, s. 39.  
 Visits to, and correspondence of, how regulated . . . Act XXVI of 1870, ss. 43, 44.  
 Offences by, nature of, and punishment for, awardable by Superintendent or Magistrate . . . Act XXVI of 1870, ss. 47—50.  
 Female and civil, not punishable with whipping or confinement in irons . . . Act XXVI of 1870, s. 49.  
 Ill-treatment of, by officers how punishable . . . Act XXVI of 1870, s. 51.  
 Confinement of, in irons when and by whom to be ordered . . . Act XXVI of 1870, ss. 49, 52, 53.  
 Extension of above provisions to Coorg . . . Act II of 1871.

**PRISONERS OF WAR.**

- Rights of, as to pay and counting service . . . Act V of 1869, Art. 163.

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**PRISONERS OF WAR—*cont.***

- Suffering or aiding escape of, how punishable . . . . . 42 & 43 Vic., c. 33, s. 20.  
 Act V of 1869, Art. 18.  
 Serving with the enemy, punishment for . . . . . 42 & 43 Vic., c. 33, s. 4 (5).  
*See STATE PRISONER.*

**PRISONERS TESTIMONY ACT** . . . . . Act XV of 1869.

**PRIVATE DEFENCE.**

- Of property and person, right of, subject to limitations . . . . . Act XLV of 1860, ss. 96—106.

**PRIVILEGED COMMUNICATIONS.** *See WITNESSES, 4.*

**PRIVILEGED PERSONS.** *See DEKKHÁN SARDARS; KING OF OUDH; NAWAB NAZIM; NAWAB OF CARNATIC; NAWAB OF SURAT; NAZIM OF BENGAL; PRINCE OF ARCOT.*

**PRIVY COUNCIL.**

1. Appeals in what cases to lie to . . . . . 3. Judicial Committee, its powers and procedure.  
 2. Procedure for admission of Appeal. | 4 Orders of, and their execution.

**1. Appeals in what cases to lie to.**

- Generally . . . . . Act X of 1877, ss. 594—597, 614, 616.  
 From Governor in Council or High Court in suits against Dekkhan Sardars . . . . .  
 . . . . . Bom. Reg. XXIX of 1827, s. 5.  
 . . . . . Bom. Reg. VII of 1830, ss. 2, 5.  
 From decision of High Court, Bombay, on referred revenue question, . . . . . Act X of 1876, s. 12.  
 . . . . . on question of jurisdiction of Civil Court . . . . .  
 . . . . . Act X of 1876, s. 13.  
 From decrees or orders by High Court in its matrimonial jurisdiction, . . . . . Act IV of 1869, s. 56.  
 From decisions of Special Commissioners for trial of resumption cases . . . . .  
 . . . . . Ben. Reg. III of 1828, s. 4, (5).  
 From Slave Trade cases in Vice-Admiralty Court, Aden . . . . . 36 & 37 Vic. c. 59, s. 4.  
 From orders of Prize Court . . . . . 3 & 4 Wm. IV, c. 41, s. 2.  
 . . . . . 27 & 28 Vic., c. 25, s. 5.  
 Against decrees and orders of Vice-Admiralty Courts . . . . . 30 & 31 Vic., c. 45, s. 18.  
 From Ecclesiastical and Admiralty Courts . . . . . 6 & 7 Vic., c. 38, s. 11.  
 From Sadr Dīwāni Adālat . . . . . 3 & 4 Wm. IV, c. 41, s. 22.  
 . . . . . 8 & 9 Vic., c. 30.

**2. Procedure for admission of Appeal.**

- Time of appealing . . . . . 3 & 4 Wm. IV, c. 41, s. 20.  
 . . . . . 27 & 28 Vic., c. 25, s. 8.  
 Orders for regulating mode and time of appeal . . . . . 3 & 4 Wm. IV, c. 41, s. 24.  
 Certificate of value or fitness for:—  
 application for, to what court and in what form to be made, Act X of 1877, ss. 598, 600.  
 . . . . . limitation of time for . . . . . Act XV of 1877, sch. II, No. 177.  
 order refusing, effect of, and appeal from . . . . . Act X of 1877, s. 601.  
 . . . . . limitation of time for appeal from . . . . .  
 . . . . . Act XV of 1877, sch. II, No. 153.  
 Admission of, on security and deposit for costs and procedure thereon . . . . .  
 . . . . . Act X of 1877, ss. 602—607, 609.  
 Power of High Court to make rules relating to admission, &c., of . . . . .  
 . . . . . Act X of 1877, ss. 612—614.

**3. Judicial Committee of, its powers and procedure.**

- Not determined by death of Sovereign . . . . . 6 Anne, c. 41.  
 Establishment of . . . . . 3 & 4 Wm. IV, c. 41, s. 1.  
 Reference to and hearing and report by . . . . . 3 & 4 Wm. IV, c. 41, s. 3.  
 Appeals may be heard by not less than three members of . . . . . 6 & 7 Vic., c. 38, s. 1.  
 Appointment, qualification, and duties of paid members of . . . . . 34 & 35 Vic., c. 91.  
 Allowance to retired Judges attending . . . . . 3 & 4 Wm. IV, c. 41, s. 30.  
 Evidence how taken by . . . . . 3 & 4 Wm. IV, c. 41, s. 7.  
 Power to direct depositions to be taken by Registrar . . . . . 3 & 4 Wm. IV, c. 41, s. 7.  
 . . . . . recommend case to be remitted . . . . . 3 & 4 Wm. IV, c. 41, s. 8.



**PRIVY COUNCIL—cont.****3. Judicial Committee of, its powers and procedure—cont.**

- Power to administer oaths and affirmations . . . . . 3 & 4 Wm. IV, c. 41, s. 9.  
 17 & 18 Vic., c. 125, ss. 20, 103.  
 direct issues . . . . . 3 & 4 Wm. IV, c. 41, s. 10.  
 direct depositions to be read . . . . . 3 & 4 Wm. IV, c. 41, s. 11.  
 make orders as to admission of evidence . . . . . 3 & 4 Wm. IV, c. 41, s. 12.  
 direct new trials of issues . . . . . 3 & 4 Wm. IV, c. 41, s. 13.  
 refer matters to Registrar . . . . . 3 & 4 Wm. IV, c. 41, s. 17.  
 compel attendance of witnesses and production of papers by subpoena . . . . . 3 & 4 Wm. IV, c. 41, s. 19.  
 require notes of evidence taken in Court . . . . . 7 & 8 Vic., c. 69, s. 10.  
 make rules requiring Judges' notes of evidence . . . . . 7 & 8 Vic., c. 69, s. 11.  
 Constructive abandonment of appeals to . . . . . 3 & 4 Wm. IV, c. 41, s. 2.  
 Costs to be in discretion of . . . . . 3 & 4 Wm. IV, c. 41, s. 15.  
*See REVIEW OF JUDGMENT, 1.*

**4. Orders of, and their execution.**

- Execution of orders of, how and within what limited time enforced . . . . . Act X of 1877, ss. 610, 611.  
 Act XV of 1877, sch. II, No. 180.  
 Proof of orders, &c., of. *See PUBLIC DOCUMENT.*  
 Decrees of, to be enrolled . . . . . 3 & 4 Wm. IV, c. 41, s. 16.  
 to be carried into effect abroad . . . . . 3 & 4 Wm. IV, c. 41, s. 21.  
 Orders made on appeals to have effect notwithstanding death of parties . . . . . 3 & 4 Wm. IV, c. 41, s. 23.  
 Power of enforcing decrees . . . . . 3 & 4 Wm. IV, c. 41, s. 28.  
 Enforcement of orders and decrees of, in prize-appeals . . . . . 27 & 28 Vic., c. 25, s. 9.

**PRIZE.**

- Illegal, dealing with and restoration of, by Court of Admiralty. 33 & 34 Vic., c. 90, ss. 14, &c.

**PRIZE-BOUNTY**

- 27 & 28 Vic., c. 25, ss. 42, 43, 44.

**PRIZE-CAUSES.**

- Commission for trial and adjudication of . . . . . 30 & 40 Geo III, c. 79, s. 25.  
 Procedure in . . . . . 27 & 28 Vic., c. 25, ss. 16—33.  
*See ADJUDICATION; PRIVY COUNCIL, 1, 4.*

**PRIZE-COURTS.**

- Not affected by rules of Civil Procedure as to appeals to Queen in Council, Act X of 1877, s. 616.  
 High Court of Admiralty to have jurisdiction as . . . . . 27 & 28 Vic., c. 25, s. 4.  
 May enforce orders of Vice-Admiralty Prize-Courts, and orders of Judicial Committees in prize appeals . . . . . 27 & 28 Vic., c. 25, s. 4.  
 General orders for regulating . . . . . 27 & 28 Vic., c. 25, s. 13.  
 Officers of, not to act as advocates, proctors, &c. . . . . 27 & 28 Vic., c. 25, s. 14.  
 Jurisdiction, of, in case of capture in land expedition . . . . . 27 & 28 Vic., c. 25, s. 34.  
 with ally . . . . . 27 & 28 Vic., c. 25, s. 35.  
 Petition to, by asserted joint captors . . . . . 27 & 28 Vic., c. 25, s. 36.

**PRIZE MONEY.**

- Limitation of time for claim for, from Secretary of State . . . . . 31 & 32 Vic., c. 38, s. 4.  
 Payment of, due to Her Majesty's European forces, to Commissioners of Chelsea Hospital and distribution by them . . . . . 29 & 30 Vic., c. 47.  
 other persons, to credit of Indian revenue and recovery thereof by Secretary of State . . . . . 31 & 32 Vic., c. 38.  
 to widow or child or person entitled to be a representative of deceased . . . . . 29 & 30 Vic., c. 47, s. 7.  
 Act for consolidating and amending law relating to . . . . . 2 Wm. IV, c. 53.





**PRIZE SALVAGE.**

Act relating to . . . . .	27 & 28 Vic., c. 25.
Amount of . . . . .	27 & 28 Vic., c. 25, s. 40.
Proceedings for . . . . .	27 & 28 Vic., c. 25, s. 41.

**PRIZE SHIP**

Custody of . . . . .	27 & 28 Vic., s. 16.
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**PROBATE OR ADMINISTRATION.**

1. When required and when dispensed with.	2. Grant, Revocation, Renunciation, &c., of.
	8. Duty and Court-fee on.

**1. When required and when dispensed with.**

(Grantee of, is sole legal representative of deceased . . . . .	Act X of 1865, s. 260.
Not required, but power of District Court to grant, and effect of grant of, in case of Hindús and Muhammadans . . . . .	Ben. Reg. V of 1799, ss. 2, 3.
Mad. Reg. III of 1802, s. 16 (2) (3) (4). . . . .	Bom. Reg. VIII of 1827, ss. 1—8.
Mad. Reg. V of 1829, s. 3. . . . .	Act XIV of 1869, s. 16.
Bom. Act V of 1879, s. 72. . . . .	Bom. Act XII of 1866, s. 12.
Need not be taken out in certain cases of payment of prize money . . . . .	29 & 30 Vic., c. 47, s. 6.
Dispensed with in case of moveable property of less than Rs. 200 in value taken charge of by police in Presidency Police District . . . . .	(Ben.) Act XIII of 1856, ss. 113, 114.
	Mad. Act VIII of 1867, ss. 76, 77.
	Ben. Act. IV of 1866, ss. 100, 101.
Delivery of effects of deceased seaman to heirs without . . . . .	Act I of 1859, s. 62.
Necessary as regards stock and shares of Presidency Banks . . . . .	Act XI of 1876, s. 23.
When unnecessary, as to effects of depositor in Savings Banks . . . . .	Act V of 1873, s. 4.
Valid as to property held by deceased in trust, though value not covered by Court-fee . . . . .	Act VII of 1870, s. 19D.
	Act XIII of 1875, s. 6.

**2. Grant, Revocation, Renunciation, &c., of.**

Procedure and practice of District Court in granting and revoking, . . . . .	Act X of 1865, ss. 235—263.
Grant of, form of . . . . .	Act X of 1865, ss. 254, 255.
power of District Court to make . . . . .	Act X of 1865, s. 242.
Supreme Court at Fort William to make, Charter, 26th March 1774, s. 22.	
concurrent jurisdiction of District Court and High Court for . . . . .	Act X of 1865, ss. 235—237, 240, 264.
power of Chartered High Court, Chief Court, Pánjab, and Recorder of Rangoon to make, having effect throughout India, . . . . .	Act X of 1865, ss. 242, 242A, 246A.
	Act XIII of 1875.
	Act II of 1877, s. 1.
power of Chartered High Court to make, to estate of deceased Hindú, &c., leaving assets within jurisdiction . . . . .	Act XXVII of 1860, ss. 13—18.
	Act II of 1874, s. 7.

*See also* COLLECTION OF DEBTS ON SUCCESSION.

by High Court, Bombay, to have effect in Sindh . . . . .	Act V of 1872, s. 3.
	Act XX of 1872.
time for . . . . .	Act X of 1865, s. 258.
effect of, generally . . . . .	Act X of 1865, ss. 188, 189, 191, 192.
as to certain Government Promissory Notes . . . . .	23 & 24 Vic., c. 5, s. 1.
persons entitled to . . . . .	Act X of 1865, ss. 180, 181, 184, 195—199.
	Act II of 1874, s. 15, &c.

*See also* ADMINISTRATOR GENERAL, 2 (a).

to minor, lunatic and married woman without consent of husband, prohibited . . . . .	Act X of 1865, ss. 183, 189.
in case of will proved and deposited in competent court abroad . . . . .	Act X of 1865, s. 180.
to Administrator General. <i>See</i> ADMINISTRATOR GENERAL, 2.	
Caveat against, form and effect of . . . . .	Act X of 1865, ss. 251—253.
court-fee on . . . . .	Act VII of 1870, s. 6, sch. II, No. 12.

**PROBATE OR ADMINISTRATION—*cont.*****2. Grant, Revocation, Renunciation, &c., of—*cont.***

Limitation, alteration, and revocation of . . . . . Act X of 1865, ss. 208—234, 241.  
 Revocation of, effect of, on payments received or made by executor or administrator . . . . . Act X of 1865, s. 262.

Renunciation of, by executor and cessation of his rights thereon . . . . . Act X of 1865, ss. 193—195.

**3. Duty and Court-fee on**

Duty on, in case of officer or soldier dying on duty . . . . . 26 & 27 Vic., c. 57, s. 5.

Court-fee on. Amount of . . . . . Act VII of 1870, s. 6, sch. I, No. 11.

Exempt when estate does not exceed Rs. 1,000 . . . . . Act VII of 1870, s. 19, viii.

in case of deposits in Government Savings Bank . . . . . Act V of 1873, s. 8.

Where several grants are made in respect of same estate . . . . .

Act VII of 1870, s. 19C.

Act XIII of 1875, s. 6.

Enforcement of payment of, when too little has been paid on original grant . . . . .

Act VII of 1870, ss. 19E, 19F, 19G.

Act XIII of 1875, s. 6.

Refund of, where value of estate has been over-estimated . . . . .

Act VII of 1870, s. 19A.

Act XIII of 1875, s. 6.

has been reduced by payment of debts . . . . .

Act VII of 1870, s. 19B.

Act XIII of 1875, s. 6.

*See* ADMINISTRATION ; EXECUTOR ; NAWAB OF SURAT ; PERSONAL REPRESENTATIVE.

**PROBATE COURT.**

Effect of judgment of. *See* JUDGMENT, 1.

**PROCEEDINGS.**

Recorded by Magistrate not having jurisdiction, how far admissible in evidence in subsequent proceedings . . . . . Act X of 1872, s. 45.

another Magistrate, passing sentence on, by unempowered Magistrate void . . . . .

Act X of 1872, s. 34 (1).

Calling for, by unempowered Magistrate void . . . . .

Act X of 1872, s. 34 (6).

Of Criminal Court, copy of, to whom and at whose cost furnished. *See* COPY.

Book of daily. *See* RECORDS.

*See* TRANSLATIONS.

**PROCESS.**

Absconding to avoid, or preventing service of, or non-attendance in obedience to . . . . .

Act XLV of 1860, ss. 172—175.

*See also* ABSCONDING ACCUSED ; ABSCONDING WITNESS ; ATTACHMENT OF PROPERTY, 4.

Exemptions from. *See* ARREST 1, 3 (a) ; PROTECTION OF PUBLIC SERVANTS.

Civil, to be issued at whose expense . . . . .

Act X of 1877, s. 93.

*See* PROCESS FEES.

Postage charges for, how and when levied . . . . .

Act X of 1877, s. 95.

Act XII of 1879, s. 15.

Of chartered High Court. *See* ATTORNEYS.

Power of Recorder of Rangoon to make rules for service of . . . . .

Act XVII of 1875, s. 68.

Power of Special Court to make rules for service of its own . . . . .

Act XVII of 1875, s. 74 (b).

Form of, and manner and proof of service in Presidency Small Cause Courts . . . . .

Act IX of 1850, ss. 26—30.

Revenue Court (N.), Act XVIII of 1873, ss. 91, 92.

(Aj.) Reg. II of 1877, s. 110 (g).

Service of, on registered company . . . . .

Act X of 1866, ss. 62, 63.

*See* BOMBAY GAS COMPANY ; ORIENTAL GAS COMPANY.

Special rules regarding service of, on patentee, in suits regarding patent, Act XV of 1859, s. 35.

Of Criminal Court, service of, on prisoner . . . . .

Act XV of 1860, ss. 15, 16.

How served on ward of Court . . . . .

Ben. Act IX of 1879, s. 54.

Service of. *See* AGENT, 1 ; KING OF OUDH ; NAZIM OF BENGAL ; PLEADER ; RECOGNIZED AGENT.





**PROCESS—cont.**

- Execution of, within the limits of jurisdiction of High Court . . . Act XXIII of 1840.  
 . . . Act VIII of 1852.  
 by Coroner abolished . . . Act IV of 1871, s. 30.  
*See also* COLLECTOR OF DISTRICT; LAKHNAU; MILITARY CANTONMENTS, 4; NOTICE;  
 PANCHAYAT; PROCESS FEES; PROCESS SERVERS; SUMMONS; TRIBUTARY MAHALS,  
 KATAK; WARRANT; WARRANT OF ARREST.

**PROCESS FEES.**

- Rules as to amount of to be framed by High Court, Chief Controlling Authority, &c.  
 . . . Act VII of 1870, s. 20.  
 Tables of . . . Act VII of 1870, s. 21.  
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 Prescription and regulation of, in Sindh . . . Bom. Act XII of 1866, s. 17.  
 Power of Special Court to fix, for its own processes . . . Act XVII of 1875, s. 74 (c).  
 Recorder of Rangoon to fix for his own Court . . . Act XVII of 1875, s. 68.  
 In Presidency Courts of Small Causes . . . Act IX of 1850, ss. 19—21 sch.  
 . . . Act XXVI of 1864, s. 11 sch.  
 For summons or warrant issued by Presidency Magistrate, rate of . . . Act IV of 1877, s. 57.  
 power to remit, Act IV of 1877, s. 57.  
 On distress-warrant for rent in Presidency Courts of Small Causes  
 . . . Act I of 1875, ss. 19, 20, sch. I (E).  
 Special rules regarding levy of, in cases under Act XIII of 1859. Mad. Act III of 1863, ss. 2—4.  
 For mufassal process executed in Presidency towns . . . Act VIII of 1852.  
 On sales in execution of decree . . . (G) Act XVIII of 1876, s. 27.

*See also* AMINS; COMMISSION.

- Rate of, in proceedings for recovery of arrears of revenue and for other revenue processes  
 Mad. Act VI of 1867, s. 2. (Bu.) Act II of 1876, s. 58 (d).  
 Mad. Act II of 1864, s. 53. (Aj.) Reg. II of 1877, s. 110 (f).  
 Bom. Act II of 1876, s. 16.

- Payable on sale proceeds of patni taluq sold for arrears Ben. Reg. VIII of 1819, s. 17 (2).  
 for sale of property seized on distress for rent . . . Act X of 1859, ss. 132, 135.  
 . . . Act XVIII of 1873, ss. 77, 80.  
 . . . Act XIX of 1868, ss. 67, 70.

- How and at what rate leviable on proceedings for recovery of municipal rates  
 Ben. Act IV of 1876, ss. 122, 124, sch. VI. Bom. Act III of 1872, s. 126.  
 Mad. Act V of 1878, ss. 198, 202, sch. I. Ben. Act V of 1876, s. 112.

- When and from whom to be levied in Civil Court . . . Act X of 1877, s. 93.  
 . . . Act XII of 1879, s. 15.  
 Not exempted in pauper suits . . . Act X of 1877, s. 414.  
 Effect of failure to pay, for summons to defendant . . . Act X of 1877, ss. 97, 99.  
 Repayment of, in Criminal Court, on conviction of offender . . . Act VII of 1870, s. 31.  
 Power to exempt from payment of, in rent suits . . . Ben. Act VIII of 1869, s. 105.  
 . . . Act X of 1859, ss. 48, 140.  
 . . . Act XVIII of 1873, ss. 91, 118.

- Exemption of notice of application for mutation of names from, Ben. Act VII of 1876, s. 50.  
 certain processes from, in cases of disputed possession referred to Civil Court in  
 mutation proceedings Ben. Act VII of 1876, s. 61.  
 Power of Revenue Court (N.-W. P.) to remit . . . Act XVIII of 1873, s. 91 (c).

**PROCESS SERVERS.**

- Rules as to number and remuneration of . . . Act VII of 1870, ss. 20, 23.  
 Employed in recovery of land revenue, fees payable to . . . Mad. Act VI of 1867, ss. 28, 29.  
 . . . Mad. Act II of 1864, ss. 53, 54.  
 Rules regarding entertainment of, for service of processes under Act XIII of 1859  
 . . . Mad. Act III of 1863.

*See* AMINS.

**PROCESSIONS.**

- Power of police to direct the conduct of, in public road, &c. . . Act V of 1861, ss. 30—33,  
 . . . Act XXIV of 1859, s. 49.  
 . . . Bom. Act VII of 1867, ss. 27—30.  
*See also* BOMBAY TOWN POLICE DISTRICT, 2; CALCUTTA POLICE DISTRICT, 2; CALCUTTA  
 SUBURBAN POLICE DISTRICT, 2.



**PROCLAIMED OFFENDER.**

- Issue of warrant for arrest of, to landholder . . . . . Act X of 1872, s. 162.  
 Duty of village watchmen and chaukidars and road police to arrest  
     Ben. Reg. XX of 1817, s. 21. | (O.) Act XVIII of 1876, s. 34.  
     Ben. Act VI of 1878, s. 39. | Ben. Act VIII of 1878, ss. 22, 30.  
     (N.) Act XVI of 1873, s. 8.

*See* ARREST, 2 (a).

**PROCLAMATION.**

- Of "Act for better Government of India" . . . . . 21 & 22 Vic., c. 106, s. 75.  
 Of persons succeeding provisionally to office of Governor General . . . . . 21 & 22 Vic., c. 106, s. 63.  
 Of appointment of Governor becoming Governor General . . . . . 24 & 25 Vic., c. 67, s. 51.  
 Of limitation or division of presidency, &c. . . . . 24 & 25 Vic., c. 67, s. 47.  
     28 Vic., c. 17, s. 4.  
     disallowance by Secretary of State of . . . . . 28 Vic., c. 17, s. 5.  
 Calling for claimants to stolen or suspicious property seized by police . . . . . Act X of 1872, s. 410.  
 Proof of. *See* PUBLIC DOCUMENT.  
 In proceedings for resumption of revenue-free lands, issue and effect of . . . . . Ben. Reg. II of 1819, s. 6.  
*See* ABSCONDING ACCUSED; ABSCONDING WITNESS; PROCESS.

**PROCTOR.**

- Judicial notice to be taken of . . . . . Act I of 1872, s. 57 (12).  
 Officers of prize-courts not to act as . . . . . 27 & 28 Vic., c. 25, s. 14.  
 Not to be concerned for adverse party . . . . . 27 & 28 Vic., c. 25, s. 15.

**PRODUCE.** *See* CROPS.**PROFESSION.**

- Tax upon. *See* CALCUTTA MUNICIPALITY, 3; MADRAS CITY MUNICIPALITY, 3; MUNICIPALITIES (M.), 3.  
*See* AGREEMENTS, 2 (a).

**PROFESSIONAL FEES.** *See* FEES.**PROFITS.** *See* LAMBARDAR; MESNE PROFITS; MORTGAGOR AND MORTGAGEE (Be., &c.) ; NET PROFITS.**PROHIBITORY ORDER.**

- When issuable for purpose of attachment, and form of—  
     of moveable property . . . . . Act X of 1877, ss. 268, 272, 273, sch. IV, Nos. 138-142.  
     Act XII of 1879, s. 41.  
     of immoveable property . . . . . Act X of 1877, s. 274, sch. IV, No. 141.  
 Delivery of moveable property sold in execution of decree when to be made by . . . . . Act X of 1877, ss. 300, 301, sch. IV, Nos. 146-148.  
 Attachment of land of absconding accused by . . . . . Act X of 1872, s. 172.  
     Act IV of 1877, s. 68.

**PROME.** *See* LAND RATE.**PROMISE.**

- Definition of . . . . . Act IX of 1872, s. 2 (b), (c).  
 Not to be made to accused to induce confession or disclosure, . . . . . Act X of 1872, ss. 120, 184, 344.  
     Act IV of 1877, s. 149.  
 Of pardon. *See* PARDON.  
*See* CONFESSION.

**PROMISSORY NOTES.**

- Assignable or indorsible . . . . . 3 & 4 Anne, c. 8, s. 1.  
 Payee of, may sue . . . . . 3 & 4 Anne, c. 8, s. 2.  
 Indorsee of, may sue . . . . . 3 & 4 Anne, c. 8, s. 3.  
 Government. *See* BAIL; DEPOSIT; GOVERNMENT SECURITIES.  
*See* BILL OF EXCHANGE; NEGOTIABLE INSTRUMENT; PAPER CURRENCY; PRESIDENCY BANKS.





**PROOF. See CONCLUSIVE EVIDENCE; EVIDENCE; PRESUMPTION.****PROPERTY.**

Offences against. *See* CHEATING; CRIMINAL BREACH OF TRUST; CRIMINAL MISAPPROPRIATION; LARCENY; EXTORTION; HOUSE-BREAKING; MISCHIEF; PREVIOUS CONVICTION; ROBBERY; STOLEN PROPERTY; THEFT; TRESPASS.

Fraudulent removal of, or claim to, to prevent seizure as a forfeiture or in execution of decree—

Punishment for . . . . . Act XLV of 1860, ss. 206, 207.  
Sanction required to prosecution for . . . . . Act X of 1872, s. 468.

Detaining or threatening to detain, when amounts to coercion . . . . . Act IV of 1877, s. 41

Resisting, seizure and obstructing sale of, or illegally bidding for, in contempt of lawful authority . . . . . Act IX of 1872, s. 15

Connected with case, to be forwarded to court of commitment . . . . . Act XLV of 1860, ss. 183—185.  
Act X of 1872, s. 108.  
Act IV of 1877, s. 89.

Criminal court empowered to give order for disposal of

Act X of 1872, ss. 418, 420.	Act IV of 1877, s. 243.
Act XI of 1874, s. 38.	Act VII of 1878, ss. 53, 54.
Act X of 1875, s. 115.	

Power of court of appeal, reference or revision to modify or reverse order for disposal of . . . . . Act X of 1872, s. 410.

*See* CASTE; IMMOVEABLE PROPERTY; MARRIED WOMAN; MOVEABLE PROPERTY; PRIVATE DEFENCE; RELIGION 1, 2; STOLEN PROPERTY; SUSPICIOUS PROPERTY.

**PROPERTY MARKS.**

Definition of . . . . . Act XLV of 1860, s. 479.

Using false, counterfeiting or possession of instruments for counterfeiting . . . . . Act XLV of 1860, ss. 481—485.

Selling goods with false . . . . . Act XLV of 1860, s. 486.

Making false, on goods, &c. . . . . Act XLV of 1860, ss. 487, 488.

Destroying, with intent to injure . . . . . Act XLV of 1860, s. 489.

On timber. Registration of . . . . . Act VII of 1878, s. 41 (i).

Restrictions on possession of implements for making

Effect of non-registration or want of . . . . . Act VII of 1878, ss. 41 (h), 51 (d).

Counterfeiting or altering, punishment for . . . . . Act VII of 1878, s. 45.

Act VII of 1878, s. 62 (a) (b).

**PROPOSAL.**

Definition of . . . . . Act IX of 1872, s. 2 (a).

Rules regarding communication, acceptance and revocation of . . . . . Act IX of 1872, ss. 3—9.

**PROPRIETARY RIGHTS.**

Not entitling to settlement, how dealt with by settlement officer, (N.) Act XIX of 1873, s. 56.

*See* MUTATIONS OF NAMES; RENT-FREE LANDS; ZAMINDARS.

**PROPRIETORS OF LAND.**

Appointment by, of guardians by will. *See* COURT OF WARDS; WILL.

*See* DISQUALIFIED PROPRIETORS; INCUMBRANCES; INFORMATION; LAND-HOLDERS; LAND REVENUE; PATWARIS; PRE-EMPTION, RIGHT OF; SETTLEMENT OF LAND; SUCCESSION; VILLAGE POLICE, &c.; WILL.

**PROBATION.**

Not to discontinue proceedings in Parliament as to offences in India. 13 Geo. III, c. 63, s. 43

**PROSECUTION.**

1. By whom to be instituted. | 2. Miscellaneous.

**1. By whom to be instituted.**

For adultery or enticing away married woman . . . . . Act X of 1872, ss. 478, 479.

Act IV of 1877, s. 45.

For State offences or offences connected with lotteries . . . . . Act X of 1872, s. 465.

Act X of 1875, s. 131.

Act IV of 1877, s. 38.

PROSECUTION—*cont.*1. By whom to be instituted—*cont.*

For Cotton frauds and unlicensed cotton presses . . . . Bom. Act VII of 1878, s. 18.  
 For smuggling, &c., in breach of Inland Customs Law . . . . Act VIII of 1875, s. 13.  
 Of European vagrants . . . . . Act IX of 1874, s. 27.  
 For offences under Excise law . . . . . Act X of 1871, s. 74.  
 Ben. Act VII of 1878, s. 72.

## For Municipal offences

Mad. Act III of 1871, s. 169. Ben. Act IV of 1876, s. 346.  
 Act XV of 1873, s. 46. Ben. Act V of 1876, ss. 316, 317.  
 Act IV of 1873, s. 22. Ben. Act V of 1876, ss. 316, 317.  
 Act VII of 1874, s. 43. Bom. Act VI of 1873, s. 82.  
 For offences relating to Native passenger ships . . . . Act VIII of 1876, s. 41.  
 cultivation of Opium . . . . . Act XIII of 1857, s. 26.  
 Rangoon Port Commissioners . . . . . Act XV of 1879, s. 75.  
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 by Rural Police . . . . . Act II of 1880, s. 18.  
 relating to Stamps. *See* STAMPS, 3.

## For refusal to produce Trade license

Ben. Act II of 1880, s. 20. Bom. Act II of 1878, s. 20.  
 Mad. Act III of 1878, s. 21. (N., P., O.) Act II of 1878, s. 20.  
 For offences relating to Unseaworthy ships . . . . . Act VII of 1880, s. 5.  
 to Vaccination . . . . . Bom. Act I of 1877, s. 26.  
 Bom. Act IV of 1879, s. 26.

*See also* SANCTION TO PROSECUTION.

## 2. Miscellaneous.

Notice of, and limitation of time for, for thing done under Indian Volunteers Act  
 Act XX of 1869, s. 26.  
 Withdrawal from, operates as acquittal . . . . . Act X of 1872, ss. 188, 210.  
 Act X of 1875, s. 151.  
 Act IV of 1877, s. 125.  
 Revival of. *See* DISCHARGE.  
 Costs of, order by Court for payment of, out of fine . . . . Act X of 1872, s. 308.  
 Act X of 1875, s. 106.  
 Act IV of 1877, s. 186.  
 power of (Government to order payment of, out of fine or forfeiture  
 Act X of 1872, s. 322.  
 Act XI of 1874, s. 34.  
 Statement by person who cannot be called as witness, exposing self to, when relevant in evi-  
 dence . . . . . Act I of 1872, s. 32 (3).  
*See* PROTECTION OF PUBLIC SERVANTS.

## PROSECUTOR.

Private, may not act without permission of Court . . . . . Act X of 1872, s. 49.  
 Act IV of 1877, s. 129.

*See also* GOVERNMENT PROSECUTOR; PILOTS (Be.); PUBLIC PROSECUTOR.

PROSTITUTE. *See* CONTAGIOUS DISEASES.

## PROSTITUTION.

Selling minor for purposes of. Punishment for . . . . Act XLV of 1860, ss. 372, 373.  
 Imprisonment in British India of person convicted of, in Native  
 State . . . . . Act V of 1871, s. 19.

*See* CHILD.

PROTECTED FORESTS. *See* FORESTS, I (a).

## PROTECTION OF PUBLIC SERVANTS.

Suit against Governor (General, Governor, Members of Council, or Judge for official act ordered  
 or done, or against any other person for act done by order of same, not cognizable by  
 Presidency Court of Small Causes . . . . . Act IX of 1850, s. 25.





**PROTECTION OF PUBLIC SERVANTS—cont.**

- Exemption of Governor General, Governor, Member of Council and Chief Justice and Judge of High Court from arrest or imprisonment under process of Presidency Court of Small Causes . . . . . Act IX of 1850, s. 35.
- Assaulting Governor General, Governor, Lieutenant Governor or Member of Council with intent to overawe, special punishment of . . . . . Act XLV of 1860, s. 124.
- Causing death by public servant, in good faith exceeding his lawful powers does not amount to murder . . . . . Act XLV of 1860, s. 300 expl. 3.
- No right of private defence against act done by or by order of public servant under colour of his office unless such act causes apprehension of death or grievous hurt . . . . . Act XLV of 1860, ss. 99, 300.
- Non-liability to suit of officers acting judicially for official acts done in good faith and of officers executing warrants and orders . . . . . Act IX of 1850, s. 95.  
 . . . . . Act XVIII of 1850, s. 1.  
 prosecution of officers acting judicially for official acts done in good faith and of officers executing warrants and orders . . . . . Act XLV of 1860, ss. 77, 78.
- Protection of clerks and bailiffs of Presidency Court of Small Causes . . . . . Act IX of 1850, s. 84.
- Indemnity to Judges, &c., for errors, &c., in proclamations of sale . . . . . Act X of 1877, s. 238.
- Protection of magistrates and military officers and soldiers using force in dispersion of unlawful assembly . . . . . Act X of 1872, ss. 483, 485—487.
- No suit for *bonâ fide* official act against Abkâri officers . . . . . Bom. Act V of 1878, s. 67.
- Bar of suit for act done *bonâ fide* under Coinage Act . . . . . Act XXXIII of 1870, s. 18.
- Customs officer liable only for loss caused wilfully or negligently, . . . . . Act XIII of 1878, s. 123.
- Bar of suit or prosecution for Destruction of Records in accordance with rules . . . . . Act III of 1879, s. 6.
- Protection of Forest officers and other public servants for acts done in good faith under Forest Act . . . . . Act XII of 1878, ss. 43, 47, 49, 73.
- Indemnity for Member of Committee of Military Lunatic . . . . . Act XIV of 1873, s. 7.
- Rules for protection of judicial officers, how far applied to Municipal Commissioners . . . . . Ben. Act V of 1876, ss. 220, 252.
- Bar of suit for certain acts done in removing or preventing danger from local Nuisances . . . . . Act X of 1872, ss. 525, 528.
- Police officer protected for act done under warrant of magistrate . . . . . Bom. Act VII of 1867, s. 43. | Act XXIV of 1859, s. 54.  
 . . . . . Act V of 1861, s. 43. | Act II of 1880, s. 20.
- Prosecution of Police officer, bar to civil suit for same act . . . . . Act V of 1861, s. 42.  
 . . . . . Act XXIV of 1859, s. 53.  
 . . . . . Bom. Act VII of 1867, s. 42.
- Protection of Registering officer for act done or refused in good faith, . . . . . Act III of 1877, s. 86.
- Revenue and police officers for certain acts done in proceedings by landholder for recovery of rent . . . . . Mad. Act VIII of 1865, s. 78.
- Collector protected from suit for act done *bonâ fide* under Treasure Trove Act . . . . . Act VI of 1878, s. 17.
- Protection from suit or prosecution for thing done in pursuance of act for control of publications in Vernacular languages . . . . . Act IX of 1878, s. 16.
- See also ENCUMBERED ESTATES; NOTICE OF SUIT; REVENUE OFFICERS (Bo.) 2; TENDERS OF AMENDS.

**PROTECTION ORDERS.** See MATRIMONIAL, &c., COURT, 2.

**PROTECTOR OF EMIGRANTS.** See EMIGRATION.

**PROTEST.**

Payment of Revenue under. See LAND REVENUE (Bo.) 2, (N.) 2, (O.) 2.

See also BILLS OF EXCHANGE; MARRIAGES, 2 (a); NOTARIAL ACT; NOTE OF PROTEST.

**PROVIDENT SOCIETY.** See COMPANY, 2 (e).

**PROVINCES.**

- Power to constitute new . . . . . 24 & 25 Vic., c. 67, s. 46.
- Power to alter boundaries of . . . . . 24 & 25 Vic., c. 67, s. 47.



**PROVINCIAL PUBLIC WORKS.** *See* PUBLIC WORKS (Bd.).**PROVISIONAL APPOINTMENT.**

- On death of Governor General or Governor, &c. . . . . 33 Geo. III, c. 52, ss. 27, 50.  
 21 & 22 Vic., c. 106, s. 63.  
 of Member of Council . . . . . 33 Geo. III, c. 52, s. 34.  
 Of Members of Council of Governor General by Secretary of State in Council  
 24 & 25 Vic., c. 67, s. 5.  
 Of Commander-in-Chief to Governor Generalship . . . . . 33 Geo. III, c. 52, s. 30.  
 Power for Court of Directors to make . . . . . 3 & 4 Wm. IV, c. 85, s. 61.  
 Of certain officers to be approved by Crown . . . . . 3 & 4 Wm. IV, c. 85, s. 61.  
 To certain offices, reported to Secretary of State in Council . . . . . 24 & 25 Vic., c. 54, s. 4.  
 Salary of person holding . . . . . 3 & 4 Wm. IV, c. 85, s. 5.  
*See* ACTING APPOINTMENT.

**PROVISIONS.**

- Implied warranty of soundness on sale of . . . . . Act IX of 1872, s. 111.  
*See* INDIAN MARINE; MARINE SURVEY; NAVY.

**PROVOCATION.**

- Subject to certain exceptions, mitigates offence . . . . . Act XIV of 1860, ss. 300, 352.

**PROVOST MARSHAL.**

- Appointment, powers and duties of . . . . . 42 & 43 Vic., c. 33, s. 72.  
 Act V of 1869, Arts. 168, 169.  
 Impeding or refusing to assist, how punishable . . . . . 42 & 43 Vic., c. 33, s. 6 (5).  
 Act V of 1869, Art. 39.

**PROXY.**

- To vote at a meeting, Stamp duty payable on . . . . . Act I of 1879, ss. 4, 5, sch. I, No. 51.  
 What, valid in case of meetings of proprietors, &c., of Presidency Banks . . . . . Act XI of 1876, s. 57.

**PUBLIC.**

- Duty of, in regard to giving information and assistance to Police and Magistrates . . . . . Act X of 1872, ss. 89, 91.  
 Act IV of 1877, ss. 246, 247.  
 Orders prohibiting certain nuisances may be directed to . . . . . Act X of 1872, s. 578.  
*See also* INFORMATION.

**PUBLIC ACCOUNTANT.**

- Definition of . . . . . Act XII of 1850, s. 3.  
 Security to be furnished by . . . . . Act XII of 1850, ss. 1, 2.  
 Loss by defalcation of, how recovered . . . . . Act XII of 1850, ss. 4, 5.  
 Sums due from, or from surety of, recoverable as arrears of revenue . . . . . Ben. Act VII of 1868, s. 1.

**PUBLIC ACCOUNTS.** *See* NATIVE OFFICERS.**PUBLIC AUCTION.**

- Sales in execution of decrees when to be by . . . . . Act X of 1877, ss. 286, 296.  
 Sale of estates for arrears of land revenue to be by . . . . . Act XI of 1859, s. 6.  
*See* AUCTION SALE, PUBLIC SALE.

**PUBLIC BUILDINGS.**

- Charge of, vested in Board of Revenue through local agency of Collector, &c. . . . . Mad. Reg. VII of 1817.  
 How assessable to municipal tax on persons occupying holdings . . . . . Ben. Act V of 1876, s. 81.

**PUBLIC CONVEYANCES (Bd.).****In Bombay town, suburbs, and port—**

- Licensing, marking and registration of, and licensing of, and wearing of badge by  
 drivers and attendants of . . . . . Bom. Act VI of 1863, ss. 1—13.  
 Fares, stands, hiring and plying for hire and offences by drivers of, and passengers  
 in . . . . . Bom. Act VI of 1863, ss. 14—20.  
 Property left in, by passengers how dealt with . . . . . Bom. Act VI of 1863, s. 31.  
 Adjudication of disputes, disposal of penalties for, and amends for frivolous com-  
 plaint of offences regarding . . . . . Bom. Act VI of 1863, ss. 24, 26, 27, 29, 30, 35.





**PUBLIC CONVEYANCE (Bo.)—cont.**

In Bombay town, suburbs, and port.

Power of police to detain and arrest for offences regarding

Bom. Act VI of 1863, s. 32.

Restrictions on conveyance of person suffering from infectious disease in

Bom. Act III of 1872, ss. 245C, 245G, 245H.

Bom. Act IV of 1878, s. 58.

Power to extend provisions regarding, to other places . . .

Bom. Act VI of 1863, s. 34.

*See* HACKNEY CARRIAGE; STAGE CARRIAGE; TRAMWAYS.**PUBLIC CREATOR.**

Power of Government to appoint . . .

Act XIX of 1841, s. 19.

Appointment and duties of, as manager of estate of minor . . .

Act XL of 1858, ss. 10, 16—24.

Act XX of 1864, ss. 9, 16—24.

Not to be appointed guardian of minor . . .

Act XL of 1858, s. 11.

Act XX of 1864, s. 10.

May apply for enquiry into lunacy of person possessed of property in the mufassal

Act XXXV of 1858, s. 3.

May be appointed manager of property of lunatic in the mufassal

Act XXXV of 1858, s. 9.

May not be removed from such managership by order of Civil Court

Act XXXV of 1858, s. 18.

*See* SUCCESSION, 5.**PUBLIC DEMANDS (Be.).**

Power to cause notice of, to be served before taking other proceedings

Ben. Act VII of 1868, s. 6.

Certificate of arrears of, power of Collector to make . . .

Ben. Act VII of 1868, ss. 18, 19.

notice of, objection to, and disposal thereof

Ben. Act VII of 1868, ss. 21—23.

enforcement of, by Collector under procedure for execution of decree

of Civil Court . . . Ben. Act VII of 1868, ss. 20, 24, 27, 28.

maintenance and inspection of register of

Ben. Act VII of 1868, ss. 25, 26.

*See* DEMANDS RECOVERABLE, &c.**PUBLIC DOCUMENT.**

Definition of . . .

Act I of 1872, s. 74.

Certified copy of, to be given by officer having custody . . .

Act I of 1872, s. 76.

proof by production of . . .

Act I of 1872, ss. 77, 78, (1) (4) (5) (6).

Special provisions regarding proof of :—

Acts, orders and notifications of Executive Government or any of its departments in India . . .

Act I of 1872, s. 78 (1).

Proceedings and Acts of British or Indian legislatures . . .

Act I of 1872, s. 78 (2).

Proclamations, Orders or Regulations by Her Majesty or British Government or Privy Council . . .

Act X of 1872, s. 78 (3).

31 &amp; 32 Vic., c. 37.

Acts, &amp;c., of Foreign Executive Government or Legislature . . .

Act I of 1872, s. 78 (4).

Proceedings of Municipal body in British India . . .

Act I of 1872, s. 78 (5).

Other Foreign public documents . . .

Act I of 1872, s. 78 (6).

Presumptions as to genuineness of. *See* PRESUMPTION, 1.

Secondary evidence admissible in proof of . . .

Act I of 1872, s. 65 (e).

*See* PUBLIC RECORD; RECORDS.**PUBLIC HEALTH.**Offences affecting. *See* ADULTERATION; ATMOSPHERE; INFECTIOUS DISEASE; NUISANCE; QUARANTINE; WATER I.*See also* BOMBAY CITY MUNICIPALITY, 4; CALCUTTA MUNICIPALITY, 4; FAIRS; MADRAS CITY MUNICIPALITY, 4; MUNICIPALITIES (M.), &c., 4; SANITATION.**PUBLIC HIGHWAYS.** *See* MUNICIPALITIES (M.), &c., 2, 4.

**PUBLIC INTEREST.**

- Statement of opinion as to matter of, when admissible in evidence . . . Act I of 1872, s. 32 (4).  
 Presumption as to books referred to on matter of . . . Act I of 1872, s. 87.

**PUBLIC JUSTICE.**

- Offences against . . . Act XLV of 1860, ss. 191—229.  
 Sanction required to prosecution of certain offences against . . . Act X of 1872, s. 468.  
 Act IV of 1877, s. 41.

*See also* SANCTION TO PROSECUTION.

**PUBLIC LOAN.** *See* BASSES ROCK.

**PUBLIC MONEY.** *See* MALVERSATION; NATIVE OFFICERS.

**PUBLIC NOTICE.**

- To be given by minor partner on attaining majority, of repudiation of partnership . . . Act IX of 1872, s. 248.  
 Of dissolution of partnership . . . Act IX of 1872, s. 264.

**PUBLIC NUISANCES.**

- Defined . . . Act XLV of 1860, s. 268.  
 Various offences constituting . . . Act XLV of 1860, ss. 260—294A.  
 Punishment for, when not specially provided for . . . Act XLV of 1860, s. 290.  
 Continuance of, after injunction . . . Act XLV of 1860, s. 291.  
 Certain kinds of, triable summarily by bench of Magistrates of 2nd or 3rd class . . . Act X of 1872, s. 225.

- On railway, penalty for . . . Act IV of 1879, s. 36.  
 Injunction prohibiting continuance of, who may issue . . . Act X of 1872, s. 519.  
 issue of, not judicial proceeding . . . Act X of 1872, s. 520.

- On road in certain towns, penalties for and levy thereof, and arrest for . . . Bom. Act VII of 1867, ss. 31—39.  
 Act XXIV of 1859, s. 48. | Mad. Act I of 1872, s. 1.  
 Act V of 1861, ss. 34 40. | Mad. Act I of 1866, s. 13.  
 Mad. Act V of 1865. |

- Powers of Magistrate and Municipal Commission for removal of . . . Bom. Act VII of 1867, ss. 33, 34.  
 Duty of police to prevent . . . Act V of 1861, s. 23.

- Act XXIV of 1859, s. 21.  
 Bom. Act VII of 1867, s. 21.  
 Bom. Act XX of 1856, s. 52.

- Powers of chaukidars to prevent . . .  
*See* BOMBAY CITY MUNICIPALITY, 4; BOMBAY GAS COMPANY; BOMBAY TOWN POLICE DISTRICT; CALCUTTA MUNICIPALITY, 4; CALCUTTA POLICE DISTRICT, 2; CALCUTTA SUBURBAN POLICE DISTRICT, 2; HOWRAH STATION; LOCAL NUISANCE; MADRAS TOWN POLICE DISTRICT, 2; MILITARY CANTONMENTS, 5; MUNICIPALITIES (M.), &c., 4; NUISANCE; ORIENTAL GAS COMPANY; POLICE PATEL (Bo.).

**PUBLIC OFFICER.**

- Definition of . . . Act X of 1877, s. 2.  
 Salary of. *See* SALARY.  
 Property in custody of, how attached . . . Act X of 1877, s. 272.  
 To examine documents produced, and impound those not duly stamped . . . Act I of 1879, s. 33.  
 Restrictions on arrest of, by Civil Court . . . Act X of 1877, ss. 425, 427.  
 Power of Civil Judge to exempt from attendance as witness and issue commission for examination of . . . Act X of 1877, s. 386.

**Suit against:—**

- Not cognizable by Subordinate Judge or Court of Small Causes, (Bo.) Act XIV of 1869, s. 32.  
 Act X of 1876, s. 15.

- Service of summons and extension of time for answer in . . . Act X of 1877, ss. 422, 423.  
 In official capacity,—

- Procedure on . . . Act X of 1877, ss. 426—428.

*See also* GOVERNMENT PLEADER.

- Power of Civil Court to exempt, from attendance as defendant in . . . Act X of 1877, s. 428.  
 Act XII of 1879, s. 71.





**PUBLIC OFFICER—cont.**

## Suit against:—

## In official capacity—

Security when not demandable on order staying execution of decrees in

Act X of 1877, s. 547.

Contents and execution of decree in . . . . . Act X of 1877, s. 429.

Act XII of 1879, s. 71.

*See* GOVERNMENT SERVANT; NOTICE OF SUIT; PUBLIC SERVANT; REVENUE OFFICERS (Bo.); SERVANT OF THE QUEEN.**PUBLIC PEACE.**

Assembly likely to disturb, being a member of, after order to disperse

Act XLV of 1860, s. 151.

*See* AFFRAY; RIOTING.**PUBLIC PLACE. See PUBLIC NUISANCE; PUBLIC ROAD.****PUBLIC POLICY.**

Consideration opposed to, unlawful . . . . . Act IX of 1872, s. 23.

**PUBLIC PROPERTY. See MALVERSATION.****PUBLIC PROSECUTOR.**

Appointment of, either generally or for particular case . . . . . Act X of 1872, ss. 57, 58.

Power of, to appear and plead without written authority . . . . . Act X of 1872, s. 60.

Counsel privately instructed to be under direction of . . . . . Act X of 1872, s. 60.

Effect of withdrawal of charge by . . . . . Act X of 1872, s. 61.

Notice to be given to, in cases prosecuted by him . . . . . Act X of 1872, s. 62.

*See* ADVOCATE GENERAL; GOVERNMENT PROSECUTOR.**PUBLIC RECORDS.**

Relevancy in evidence of entry in, made in performance of duty . . . . . Act I of 1872, s. 35.

Records of patwáris and kánúngos to be deemed . . . . . (N.) Act XIX of 1873, s. 35.

*See* PUBLIC DOCUMENT.**PUBLIC ROAD.**

Mischief by injury to . . . . . Act XLV of 1860, s. 431.

Duty of police to report to Magistrate all encroachments on  
(Bo., N.) Ben. Reg. XX of 1817, s. 30 (5).Nuisance committed on, penalty for and power of police to arrest for. *See* PUBLIC NUISANCE.Duty of police to keep order in . . . . . Act V of 1861, ss. 31–33.  
Act XXIV of 1859, s. 49.*See also* ASSEMBLY; PROCESSIONS.Elephants in vicinity of, power to kill, &c., without licenses . . . . . Act VI of 1879, ss. 3 (b), 6.  
Mad. Act I of 1873, s. 6.*See* LAND (Bu.); PUBLIC WAY.**PUBLIC SAFETY. See BOMBAY CITY MUNICIPALITY, 4; CALCUTTA MUNICIPALITY, 4; MADRAS CITY MUNICIPALITY, 4.****PUBLIC SALE.**

Revenue officers prohibited from purchasing at . . . . . Bom. Act V of 1879, s. 31.

*See* SALE.**PUBLIC SERVANT.**

1. Definition of, and Inclusion of certain officers in term.

2. Offences by.

3. Prosecution of, and Enquiries into conduct of.

4. Offences relating to, or in contempt of.

5. Miscellaneous.

**1. Definition of, and Inclusion of certain officers in term.**

Definition of . . . . . Act XLV of 1860, s. 21.

Inclusion in term of—

Bailiffs and appraisers of Presidency Courts of Small Causes . . . . . Act I of 1875, s. 5.

Coroner of Presidency Town . . . . . Act IV of 1871, s. 5.



**PUBLIC SERVANT—cont.****1. Definition of, and Inclusion of certain officers in term—cont.**

Inclusion in term of—

Emigration officers

Act VII of 1871, s. 14. | Act V of 1877, s. 50.

Mad. Act V of 1866, s. 3. | Act III of 1876, s. 5.

Managers of Encumbered Estates in Chutia Nagpur . . . Act VI of 1876, s. 21.

in Oudh . . . Act XXIV of 1870, s. 22.

*See also* ENCUMBERED ESTATES.

Forest Officers . . . Act VII of 1878, s. 72.

Servants and Officers of Indian Museum . . . Act XXII of 1876, s. 14.

Officer executing warrant of Marine Court . . . Act IV of 1875, s. 15.

Municipal Commissioners and servants

Mad. Act V of 1878, s. 56. | Act XV of 1873, s. 25.

Bom. Act III of 1872, s. 51. | Act VII of 1874, s. 22.

Bom. Act VI of 1873, s. 15.

Delegate of Párai Matrimonial Court . . . Act XV of 1865, s. 23.

Patwáris and Kánungos . . . (N.) Act XIX of 1873, s. 35.

Rangoon Port Commissioners, their officers and servants . . . Act XV of 1870, s. 64.

Pound-keeper . . . Act I of 1871, s. 6.

Railway servant . . . Act IV of 1877, s. 27.

Registering Officer . . . Act III of 1877, s. 84.

Registrar of Muhammadan Marriages and Divorces . . . Ben. Act I of 1876, s. 25.

Judges and Assessors of Courts of Survey and Ship-Surveyors, Act VII of 1880, s. 50.

Telegraph officer of private company . . . Act I of 1876, s. 18.

**2. Offences by**

Taking illegal gratification for official act . . . Act XLV of 1860, ss. 161, 164.

Act I of 1876, s. 18.

Obtaining valuable thing without consideration from person concerned in any proceeding

Act XLV of 1860, s. 165.

Act I of 1876, s. 18.

Disobeying law, with intent to cause injury . . . Act XLV of 1860, s. 166.

Framing incorrect document with intent to cause injury . . . Act XLV of 1860, s. 167.

Unlawfully engaging in trade . . . Act XLV of 1860, s. 168.

buying or bidding for property . . . Act XLV of 1860, s. 169.

Disobeying direction of law or framing incorrect record with intent to save person from punish-

ment or property from forfeiture . . . Act XLV of 1860, ss. 217, 218.

Corruptly making report, order, verdict, decision, commitment for trial or to confinement, con-

trary to law . . . Act XLV of 1860, ss. 219, 220.

Intentional omission to apprehend or suffering to escape, any person liable to apprehension or in

lawful confinement or custody . . . Act XLV of 1860, ss. 221, 222.

Negligently suffering escape from confinement or custody . . . Act XLV of 1860, s. 223.

Allowing State prisoner to escape . . . Act XLV of 1860, ss. 128, 129.

Concealment by, of design to commit offence . . . Act XLV of 1860, s. 119.

Criminal breach of trust by . . . Act XLV of 1860, s. 409.

**3. Prosecution of, and Enquiries into conduct of.**

Sanction, when and of whom required to prosecution of

Act X of 1872, s. 466. | Act X of 1875, s. 132.

Act XI of 1874, s. 42. | Act IV of 1877, s. 39.

*See also* SANCTION TO PROSECUTION.

Enquiries into behaviour of, not removable from office without sanction of Government

Act XXXVII of 1850.

Power of Government to remove, without enquiry . . . Act XXXVII of 1850, s. 25.

**4. Offences relating to, or in contempt of.**

Taking gratification to corrupt or influence . . . Act XLV of 1860, ss. 162, 163.

Act I of 1876, s. 18.

Personating . . . Act XLV of 1860, s. 170.

Wearing garb or carrying token used by, with fraudulent intent. Act XLV of 1860, ss. 140, 171.





**PUBLIC SERVANT—concl.****4. Offences relating to, or in contempt of—cont.**

- General contempt of the lawful authority of . . . Act XLV of 1860, ss. 172—190.  
 Causing hurt or grievous hurt to, in execution of duty, or to deter from duty . . . Act XLV of 1860, ss. 332, 333.  
 Assault or criminal force to, in execution of duty or to deter from duty—  
   Punishment for . . . Act XLV of 1860, s. 353.  
   Jurisdiction as to trial of European British subject for . . . Act IX of 1874, s. 19.  
 Intimidation of, by means of vernacular newspaper or book. *See* **VERNACULAR BOOK**; **VERNACULAR NEWSPAPER**.

*See* **CONTEMPT OF AUTHORITY**.

**5. Miscellaneous.**

- Oath for execution of office by, abolished . . . Act X of 1873, s. 16.  
 Enforcement of performance of public duties by. *See* **SPECIFIC PERFORMANCE**, 2.  
 Bond for performance of duty by. *See* **BOND**.  
 Presumption as to due appointment of, from acting in office . . . Act I of 1872, s. 91 excep. (1).  
 Entry in record made by, in discharge of official duty, admissible in evidence . . . Act I of 1872, s. 35.  
 Official communications made in confidence to. *See* **WITNESSES**, 4.  
 Summons to, may be sent to head of office for service . . . Act X of 1872, s. 158.  
   . . . Act IV of 1877, s. 49.  
 Complaint by. *See* **COMPLAINT OF OFFENCE**.  
 Instruments executed by, or sureties for due execution of office, &c., exempt from stamp duty . . . Act I of 1879, ss. 4, 5, sch. II, No. 12 (b).  
 Registration of document executed by, in official capacity . . . Act III of 1877, s. 88.  
 Salaried, disqualified from directorship of Presidency Banks . . . Act XI of 1876, s. 27 (2).  
   qualified to hold shares or stock of Presidency Banks . . . Act XI of 1876, s. 66.  
*See* **ARMS**; **FERRIES**; **INDEMNITY**; **NATIVE OFFICER**; **PROTECTION OF PUBLIC SERVANTS**; **PUBLIC OFFICER**; **SEALS**.

**PUBLIC STREET.** *See* **CRUELTY TO ANIMALS**; **GAMING**; **PUBLIC ROAD**; **PUBLIC WAY**.

**PUBLIC WAY.**

- Obstructing, punishment for . . . Act XLV of 1860, s. 283.  
 Rash or negligent driving or riding on, punishment for . . . Act XLV of 1860, s. 279.  
   . . . triable summarily by Bench of 2nd or 3rd class . . . Act X of 1872, s. 225.

**PUBLIC WORKS.**

- Appointment of Member of Council for . . . 37 and 38 Vic., c. 91.  
 Power to vest Superintendents of convicts employed on, with powers for their control . . . Ben. Reg. IV of 1833.  
 Appointment of additional police in neighbourhood of . . . Act V of 1861, s. 14.  
   . . . Act XXIV of 1859, s. 14.  
   . . . Bom. Act VII of 1867, s. 15.

*See* **LOCAL PUBLIC WORKS LOANS**; **MASTER AND SERVANT**, 2.

**PUBLIC WORKS CESS (Bo.).** *See* **SINDH**.

**PUBLIC WORKS CESS (Bc.).**

- Power to levy, on lands, mines, quarries, tramways, railways, and houses, buildings, &c. . . Ben. Act II of 1877, ss. 2, 6, 7, 9.  
 Valuation for purposes of, maximum rate, and mode of payment of . . . Ben. Act II of 1877, ss. 3—5.  
 Application of, to provincial public works, and power to make rules regarding . . . Ben. Act II of 1877, ss. 8, 10.  
 Provisions relating to road cess applied to . . . Ben. Act II of 1877, ss. 3, 5—7, 9.

**PUBLIC WORSHIP.** *See* **PLACE OF WORSHIP**.

**PUBLICATION.**

- Of assent of Governor General to laws of presidencies . . . 24 & 25 Vic., c. 67, s. 40.

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Of appointment by letters patent

26 &amp; 27 Vic., c. 76, s. 3.

In courts, of laws made by Governor General in Council abolished

3 &amp; 4 Wm. IV, c. 85, s. 45.

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Of Supreme Court, Fort William:—

Salaries of . . . . . 13 Geo. III, c. 63, s. 21.

Passage money of . . . . . 53 Geo. III, c. 155, s. 89.

Pensions of . . . . . 6 Geo. IV, c. 85, ss. 7—12.

. . . . . 18 &amp; 19 Vic., c. 93, s. 5.

Number of . . . . . 13 Geo. III, c. 63, s. 13.

37 Geo. III, c. 142, s. 1.

Of Supreme Courts at Madras and Bombay:—

Passage money of . . . . . 4 Geo. IV, c. 71, s. 12.

Salaries of . . . . . 6 Geo. IV, c. 85, ss. 1 &amp; 2.

Pensions of . . . . . 6 Geo. IV, c. 85, ss. 7—11.

Acting as Chief Justices, salaries of . . . . . 6 Geo. IV, c. 85, s. 4.

Of High Court. *See* HIGH COURT, 2, 3, 4.**PULBANDI (Be.).**

Arrears of, recoverable by sale of estate only after special notice.

Act XI of 1859, s. 5.

**PUNA DISTRICT.**Trial of certain suits in. *See* DEKKHAN AGRICULTURISTS; SUBORDINATE JUDGES (Bo.).**PUNCHAYET. See PANCHAYAT.****PUNISHMENT.**

Judgment to specify . . . . . Act X of 1872, s. 464.

Limitation of, in case of conviction of—

One offence falling within two definitions . . . . . Act X of 1872, s. 454, II.

Act X of 1875, s. 19, II.

Act IV of 1877, s. 107, II.

Several separate offences also forming combined offence . . . . . Act X of 1872, s. 454, III.

Act X of 1875, s. 19, III.

Act IV of 1877, s. 107, III.

*See various kinds of punishment and the various offences; also* COMMUTATION OF

PUNISHMENT; COURT MARTIAL, 3; REMISSION OF PUNISHMENT.

**PURABS. See SABABS.****PURCHASE-MONEY.**

Right of purchaser to enforce application of, to redemption of property sold as unincumbered

Act I of 1877, s. 18.

Lien for, suit to enforce, limitation of time for . . . . . Act XV of 1877, s. 4, sch. II, No. 111.

Deposit and full payment, and application of, at sale of estate for arrears

Act XI of 1859, ss. 22, 23, 31.

Refund of, with interest on annulment of sale for arrears of land revenue

Act XI of 1859, ss. 32, 34, 35.

Ben. Act VII of 1868, s. 2.

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Purchaser not bound to enquire into application of, by seller who is trustee or mortgagee

Act XXVIII of 1866, ss. 3, 7, 31, 36.

Application of, by mortgagee exercising power of sale . . . . . Act XXVIII of 1866, s. 9.

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Conveyances to defraud . . . . . 27 Eliz., c. 4.

At public sale, required to appear before Collector and execute kabūliyats, &amp;c.

Ben. Reg. I of 1801, s. 10.

not entitled to annul lease within year except by decree of civil court

Ben. Reg. V of 1812, s. 4.





**PURCHASER—cont.**

At sale of patni taluq for arrears of rent, to receive back purchase money and be indemnified by zamindár on reversal of sale

Ben. Reg. VIII of 1819, s. 14 (1).

Ben. Act VIII of 1865, s. 15.

delivery of possession to, how enforced

Ben. Reg. VIII of 1819, s. 15,

Ben. Act VIII of 1865, s. 11.

*See* SALE; VENDOR AND PURCHASER.

**PUBL.**

Lodging-houses at, licensing and inspection of, by Magistrate of District, and duties of and penalties on keepers of . . . Ben. Act IV of 1871, ss. 1—21, 23, 35.

General provisions for conservancy and sanitation of . . . Ben. Act IV of 1871, ss. 24—35.

Power of Magistrate of District to make bye-laws for conservancy of, and for regulation of encampments, &c., of pilgrims to . . . Ben. Act IV of 1871, ss. 37, 38.

Protection of public servants for acts done in relation to conservancy of

Ben. Act IV of 1871, s. 36.

Application of penalties, &c., levied under provisions for conservancy, &c., of

Ben. Act IV of 1871, s. 22.

Ben. Act II of 1879, s. 2.

Power to extend provisions regarding lodging-houses in, to other pilgrimage places, &c.

Ben. Act IV of 1871, s. 39.

Ben. Act II of 1879, s. 3.

Repeal of certain provisions relating to conservancy of, in municipalities

Ben. Act V of 1876, s. 2.

**Q**

**QUADRUPEDES.** *See* ANIMALS; CRUELTY TO ANIMALS.

**QUAIL.** *See* GAME.

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Presumption as to ownership of, included within boundaries of estates at settlement

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Right of Government in, subject to payment of compensation for damage to surface caused by working . . . (Aj.) Reg. II of 1877, s. 3 (b).

*See* PUBLIC WORKS CESS (Be.); ROAD CESS (Be.), 1 (d); STONE QUARRIES.

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At Fort William . . . 13 Geo. III, c. 63, s. 38.

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3 Chas. I, c. 1.

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Need not be summoned . . . 21 & 22 Vic., c. 106, s. 70.

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**QUAYS.** *See* PORTS.

**QUEEN.**

Offences against. *See* STATE OFFENCES.

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May declare that deserters from foreign ships may be apprehended and given up

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**QUEEN'S BENCH.**

Jurisdiction of, to try offences committed by Governor General, &c., 13 Geo. III, c. 63, ss. 38, 39.

Procedure of in cases of indictments for offences committed in India, 13 Geo. III, c. 63, s. 40.

To execute judgment of Commissioners for trial of persons accused of offences

26 Geo. III, c. 57, s. 15.

Informations in such cases may be determined in . . . . .

26 Geo. III, c. 57, s. 25.

Offences by public servants may be prosecuted in . . . . .

42 Geo. III, c. 85, s. 1.

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**QUEEN'S COIN.** *See* COIN.

**QUEEN'S EVIDENCE.** *See* PARDON.

**QUEEN'S PRINTER.**

Printing purporting to be printed by, receivable as evidence of orders, proclamations, &c. of Her Majesty . . . . . Act I of 1872, s. 78 (3).

31 & 32 Vic., c. 37.

Presumption as to genuineness of newspaper, journal or copy of private Act, purporting to be printed by . . . . . Act I of 1872, s. 81.

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Act X of 1872, ss. 256, 257.

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Judge may express opinion on, to jury . . . . .

Act X of 1872, s. 256.

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No appeal as to, from conviction on trial by jury . . . . .

Act X of 1872, s. 271.

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Duty of judge to decide . . . . . Act X of 1872, ss. 255, 256.

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Act X of 1872, s. 271.

Act XI of 1874, s. 22.

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General Courts of Company . . . . . 16 & 17 Vic., c. 95, s. 14.

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## R

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2. Railway Servants.
3. Traffic.

4. Offences, Accidents, &c.
5. Miscellaneous.

**1. Railway Administration.**

Defined . . . . . Act IV of 1879, s. 3.  
 Duties and powers of as to opening of railway . . . . . Act IV of 1879, ss. 5, 21.  
     furnishing reports and returns of accidents . . . . . Act IV of 1879, ss. 6, 7, 22, 23.  
     making bye-laws . . . . . Act IV of 1879, ss. 8, 23.  
     publishing copy and translation of Act . . . . . Act IV of 1879, ss. 9, 23.  
     detaining and selling goods for payment of fare . . . . . Act IV of 1879, s. 14.  
     establishment of gates, fences, bars, &c. . . . . Act IV of 1879, s. 52.  
 Weights and measures to be used by. *See* WEIGHTS AND MEASURES.

**2. Railway Servants.**

Defined . . . . . Act IV of 1879, s. 3.  
 Station-master, &c., duty of, to give notice of accident to nearest Magistrate and Police station . . . . . Act IV of 1879, ss. 6, 24.  
 Deemed public servant within certain sections of Indian Penal Code . . . . . Act IV of 1879, s. 27.  
 Offences by . . . . . Act IV of 1879, ss. 24—28.  
 Punishment for obstructing . . . . . Act IV of 1879, s. 38.  
 Power of, to refuse or stop carriage of dangerous goods . . . . . Act IV of 1879, s. 16.  
     as to impounding cattle trespassing on railway . . . . . Act IV of 1879, s. 42.  
     arrest of offenders . . . . . Act IV of 1879, ss. 48, 49.  
 Bound to give information regarding illicit arms, &c., suspected to be in transit . . . . . Act XI of 1878, s. 28.  
 Summons to, may be served through head of office . . . . . Act X of 1872, s. 158.  
     Act IV of 1877, s. 49.  
 How summoned to serve as juror or assessor . . . . . Act X of 1872, s. 411.  
     excused from attendance as juror or assessor . . . . . Act X of 1872, s. 411.  
 Complaint by. *See* COMPLAINT OF OFFENCE, 1.  
     *See* SALARY.

**3. Traffic.****(a) Carriage of property.**

Limitation of liability as to, by special contract in writing . . . . . Act IV of 1879, s. 10.  
     in case of goods of certain value and description unless value and description  
     declared . . . . . Act IV of 1879, s. 11.  
     in case of unbooked luggage . . . . . Act IV of 1879, s. 12.  
 Proof of manner of loss not required in suit for damages arising out of, . . . . . Act IV of 1879, s. 13.  
 Lien for money due for . . . . . Act IV of 1879, s. 14.  
 Written account of property to be given by sender on demand . . . . . Act IV of 1879, ss. 15, 29.  
 Rules relating to carriage of dangerous goods . . . . . Act IV of 1879, ss. 16, 30.

**(b) Carriage of passengers.**

Tickets, contents and furnishing of . . . . . Act IV of 1879, s. 17.  
     to be shown and given up on demand . . . . . Act IV of 1879, ss. 17, 31.  
     at intermediate stations furnished conditionally on there being room . . . . . Act IV of 1879, s. 18.

**RAILWAY—cont.****3. Traffic—cont.****(b) Carriage of passengers—cont.**

Preferential right of private ticket-holders among themselves	Act IV of 1879, s. 18.
troops, &c.	Act IV of 1879, s. 18.
Fares to be prepaid	Act IV of 1879, ss. 19, 31, 32.
Power to remove passenger suffering from infectious disease	Act IV of 1879, s. 20.
Offences by passengers	Act IV of 1879, ss. 29—40.
Passenger's luggage. See (a) above.	

**4. Offences, Accidents, &c.**

Accidents, reports, notice and returns of, to be furnished when and by whom	Act IV of 1879, ss. 6, 7.
Offences relating to, by Railway Administration	Act IV of 1879, ss. 21—23, 52.
Railway servants	Act IV of 1879, ss. 8, 24—28.
private persons	Act IV of 1879, ss. 29—47.
juvenile offenders	Act IV of 1879, s. 44.
arrest without warrant for	Act IV of 1879, ss. 48, 49.
jurisdiction over, and place of trial for	Act IV of 1879, s. 50.
not to bar operation of other laws	Act IV of 1879, s. 51.
triable by Presidency Magistrate, wherever committed, if witnesses are in Presidency Town	Act IV of 1877, ss. 238, 239.
Cattle trespass on railway	Act IV of 1879, ss. 42, 52.
Elephants in vicinity of, power to kill, &c., without license	Act VI of 1879, s. 3 (b).
Appointment of additional police in the neighbourhood of	Act V of 1861, s. 14.
	Act XXIV of 1859, s. 14.
	Bom. Act VII of 1867, s. 15.

**5. Miscellaneous.**

Power of Government to establish telegraph on land of	Act I of 1876, ss. 6, 12.
Power to run locomotives	Act IV of 1879, s. 4.
Locomotives used wholly on, exempt from provisions for consumption of its own smoke	Ben. Act II of 1863, s. 1.
	Bom. Act III of 1872, s. 259.
Power of Government to make rules	Act IV of 1879, s. 52.
declare what officer shall exercise powers of local Government	Act IV of 1879, s. 53.
extend Act to tramways worked by steam	Act IV of 1879, s. 54.
Construction of, in Calcutta. See CALCUTTA MUNICIPALITY, 2 (b).	
Local rates to what extent applicable to construction, &c., of	(N.) Act III of 1878, s. 11 (b).
	(O.) Act IV of 1878, s. 11 (b).
Alteration of, or construction of water-course through railroad for preservation of public embankments	Ben. Act VI of 1873, s. 19.
Power to raise or lower level of line for crossing of drain in Madras City	Mad. Act V of 1878, s. 247.
include Railway Station within municipality	Act XV of 1873, s. 5.
	Act VII of 1874, s. 4.
Provisions regarding gaming-houses when applicable to Railway Station	Bom. Act III of 1866, s. 1.
	Act III of 1867, s. 2.
Inclusion of, in customs zone	Act VIII of 1875, s. 6.
Incorporated by Act of Parliament or Indian Act, and unregistered, cannot be wound up under Indian Companies Act	Act X of 1866, s. 213.
See GUARANTEED RAILWAYS; MASTER AND SERVANT, 2; PUBLIC WORKS CESS (Be.); ROAD CESS (Be.), 1 (d).	

**RAIPUR THANA.**

Annexure of, to Bānkura District, and application of certain laws to	Act XIX of 1879.
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**RAIYATS (M.).**

Recovery of land revenue from	Mad. Act II of 1864, s. 1, &c.
See LAND REVENUE (M.), 2 (b); LANDLORD AND TENANT (M.).	





**RAIYATS (Be., N.).**Loans by and to, prohibited. *See* **LOANS.**Power of, to petition for removal of patwari . . . . . Ben. Reg. XII of 1817, s. 14.  
*See* **CESSES**; **INDIGO (Be., N.)**; **LANDLORD AND TENANT**; **PERSONAL ATTENDANCE.****RAIYATWARI TENURE.**

Local rate to be entered in pattā of lands held on . . . . . Mad. Act IV of 1871, ss. 38, 46.

Mad. Act I of 1878, s. 4.

Landholders under, when empowered to take summary proceedings for recovery of rent

Mad. Act VIII of 1865, ss. 1, 13.

**RAJA OF BENARES. See FAMILY DOMAINS OF MAHARAJA OF BENARES.****RANGOON.**

Levy of customs duty at, on goods imported and declared for export to foreign territory

Act IV of 1863, ss. 1, 2.

Act XII of 1864.

Court of Small Causes at, independent of control of Judicial Commissioner

Act XVII of 1875, s. 12 (f).

Recorder of Rangoon to be High Court for

Act XVII of 1875, s. 52.

decrees of other Courts when to be executed by

Act X of 1877, s. 223.

Act XII of 1879, s. 25.

Magistrates at, independent of Judicial Commissioner

Act XVII of 1875, s. 35.

subordinate to Recorder of Rangoon as High Court, Act XVII of 1875, s. 61.

*See* **INSOLVENCY**; **LAND RATE**; **RECORDER OF RANGOON**; **SUMMONS**, 1 (a).**RANGOON PORT COMMISSIONERS.**

Constitution, corporate status, appointment, removal, remuneration and seal of

Act XV of 1879, ss. 4—8, 49—51, 55, 56, 64.

Vesting and acquisition of property in and by, and execution of, and liability for, contracts by

Act XV of 1879, ss. 9—14, 50, 51, 66, 67.

Appointment, removal, status, remuneration, and punishment of servants and officers of

Act XV of 1879, ss. 54, 63, 64, 71.

Proceedings, meetings and transaction of business of

Act XV of 1879, ss. 54—62, 65.

Estimates, reports, accounts, audit, &amp;c. and custody of money of

Act XV of 1879, ss. 68—70.

Works to be provided by, and arrangements made by:—

general nature of, and sanction to

Act XV of 1879, ss. 15, 18—31, 42, 67.

powers of Government for control, survey, and completion, &amp;c., of

Act XV of 1879, ss. 44—47.

power to compel use of

Act XV of 1879, ss. 21—25.

**Powers and duties of, for imposition and recovery of tolls, rates, dues, charges, &c.**

Act XV of 1879, ss. 32, 33, 37—40, 77.

as to removal and retention for ship-owner's lien, of goods landed

Act XV of 1879, ss. 34—38.

for control of pilots and making provision for river police

Act XV of 1879, ss. 17, 42.

Delegation of powers of Government for survey of steamers to

Act XV of 1879, s. 43.

Revocation of powers of

Act XV of 1879, s. 48.

Offences relating to, penalties for, and jurisdiction as to

Act XV of 1879, ss. 71—75.

Property vested in, compensation for damage to, and provisions for protection of

Act XV of 1879, ss. 41, 42.

Bye-laws of, making, approval, revocation, publication and penalty for breach of

Act XV of 1879, ss. 16, 73, 74.

Restrictions on suits against, and liability of

Act XV of 1879, ss. 50—53.

**RANK.**

Persons of, when exempted from personal appearance before registering officer

Act III of 1877, ss. 33, 38.

*See* **DEKKHAN SARDARS**; **LETTER**; **PARDA NISHINS**; **PERSONAL APPEARANCE**; **PRIVILEGED PERSONS.**



**RANK—cont.**

- Persons failing to return to India within five years disentitled to . . . 33 Geo. III, c. 52, s. 70.  
 Of restored civil servant . . . 53 Geo. III, c. 155, s. 85.  
*See* COMMANDER-IN-CHIEF; COVENANTED CIVIL SERVICE; PRECEDENCE.

**RANSOM.**

- Power for regulating . . . 27 & 28 Vic., c. 25, s. 45.

**RAPE.**

- Definition of, and penalty for . . . Act XLV of 1860, ss. 375, 376.  
 Punishment of whipping for, on second conviction . . . Act VI of 1864, s. 4.  
 . . . Reg. III of 1875, s. 4.  
 European soldiers when triable by court-martial for . . . 42 & 43 Vic., c. 33, ss. 41, 54 (9).  
 Imprisonment in British India of person convicted of, in Native State . . . Act V of 1871, s. 19.

**RASH OR NEGLIGENT ACT.**

- Causing death by. *See* DEATH, 1.  
 Endangering life or personal safety, punishment for . . . Act XLV of 1860, s. 336.  
 . . . triable summarily by Bench of 2nd or 3rd class  
 . . . Act X of 1872, s. 225.  
*See* EXPLOSIVE SUBSTANCE; FIRE; MACHINERY; POISON; PUBLIC WAY.

**RASHNESS.**

- Facts showing, when relevant in evidence . . . Act I of 1872, s. 14.

**RASI. *See* SALTPETRE.****RATAN. *See* WHIPPING.****RATE OF EXCHANGE.**

- In case of sums expressed in British currency in decree of Privy Council . . . Act X of 1877, s. 610.  
 For purposes of stamp duty, when amount expressed in Foreign Currency . . . Act I of 1879, ss. 19, 20.

**RATES.**

- Mortgages of. *See* TRANSFER BY ENDORSEMENT.  
 Local or municipal, security of, for loans. *See* LOCAL PUBLIC WORKS LOANS.  
*See also* BOMBAY CITY MUNICIPALITY, 3; BOMBAY PORT TRUSTEES; CALCUTTA MUNICIPALITY, 3; CALCUTTA PORT IMPROVEMENT COMMISSIONERS; DRAINAGE WORK; IRRIGATION; LAND RATE; LOCAL FUNDS; MUNICIPALITIES (M.), &c., 3; PATWARIS; RANGOON PORT COMMISSIONERS; VILLAGE CHAUKIDARS (Be.); WATER RATES.

**RATNAGIRI. *See* KHOTES.****RAWAL PINDI. *See* GLANDERS.****REAL ESTATE.**

- Assets in the hands of executors and administrators . . . 9 Geo. IV, c. 33, s. 1.  
 Of East India Company to vest in Crown . . . 21 & 22 Vic., c. 106, s. 39.

*See* IMMOVABLE PROPERTY; LAND.

**REASON. *See* ASSENT.****REBELLION. *See* INDEMNITY, 2; STATE OFFENCES.****RECALL.**

- Of officers or servants of East India Company:—  
 by Crown . . . 33 Geo. III, c. 52, s. 35.  
 by Court of Directors . . . 33 Geo. III, c. 52, s. 36.

**RECEIPT.**

- Given in course of business. *See* COURSE OF BUSINESS.  
 Definition of . . . Act I of 1879, s. 3 (17).  
 Stamp when required for . . . Act I of 1879, ss. 4, 5, sch. I, No. 52.  
 when exempt . . . Act I of 1879, ss. 4, 5, sch. II, No. 15.  
 Stamped, obligation to give in certain cases . . . Act I of 1879, ss. 58, 64.





**RECEIPT—cont.**

Splitting of, to defraud Government of stamp revenue, illegal . . . . . Act I of 1879, s. 64.  
 Creditors bound to grant, on payment of debt by Dekkhan agriculturists . . . . . Act XVII of 1879, ss. 64, 67.

For rent, title of tenant to, and contents of . . . . . (N.) Act XVIII of 1873, s. 48.  
 (O.) Act XIX of 1868, s. 13.

*See LANDLORD AND TENANT.*

To be given for purchase money at sale in execution of decree . . . . . Act X of 1877, s. 297.  
 on payment of revenue . . . . . Mad. Reg. II of 1803, ss. 33—35.  
 Mad. Act II of 1864, s. 56.

*See also LAND REVENUE (Bo.), 2.*

to ferry-renters, countersigned by European officer, Ben. Reg. VI of 1819, s. 7 (4).  
 for municipal taxes . . . . . Ben. Act V of 1876, s. 110.  
 for documentary evidence returned . . . . . Act X of 1877, s. 144.  
 for summons. *See SUMMONS.*

*See also PAYMENT; PLEADERS (M.), 3.***RECEIVER.**

Appointment, remuneration and powers of :—

for management of property in suit or under attachment . . . . . Act X of 1877, s. 503, sch. IV, No. 168.  
 when appointed pending suit . . . . . Act I of 1877, s. 44.

Liabilities of, as to security, accounts, realizations, negligence, &c. . . . . Act X of 1877, s. 503, sch. IV, No. 169.

Collector when to be appointed . . . . . Act X of 1877, s. 504.

High Court and District Court alone empowered to appoint, for their own and subordinate Courts . . . . . Act X of 1877, s. 505.

Orders as to appointment, &c., of, when appealable . . . . . Act X of 1877, s. 588 (24).  
 Act XII of 1879, s. 90.

Power of Collector to appoint, pending decision of dispute as to possession in mutation proceedings . . . . . Ben. Act VII of 1876, s. 56.

Of property of insolvent, appointment of, and vesting of property in . . . . . Act X of 1877, ss. 351, 354.

furnishing of security by, duties, powers and remuneration of . . . . . Act XVII of 1879, ss. 27, 29.

Appointment of, by mortgagee and powers of . . . . . Act X of 1877, ss. 355, 356.  
 Act XII of 1879, ss. 1, 59.

in case of attachment of land of absconding accused . . . . . Act XXVIII of 1866, ss. 6, 12—18.  
 Act X of 1872, s. 172.

Of Carnatic property. *See NAWAB OF CARNATIC.*

*See also ACCOUNT; TRADE LICENSES.*

**RECEIVER OF HIGH COURT.**

Registration of document executed by, in official capacity . . . . . Act III of 1877, s. 88.  
*See ADMINISTRATOR GENERAL, 1.*

**RECEIVER OF WRECK. *See MERCHANT SHIPPING, 6 (b).*****RECITAL.**

As to fact of public nature in Statutes, Acts, or notifications in Government Gazettes of India, England, or British Colony, admissible in evidence . . . . . Act I of 1872, s. 37.

**RECOGNIZANCE.**

Suit on, limitation of time for . . . . . Act XV of 1877, s. 4, sch. II, No. 122.

In criminal cases, exempted from Court-fee . . . . . Act VII of 1870, s. 19, xv.

Accused when to be released on . . . . . Act X of 1872, ss. 194, 204, 214.

Of accused, police when authorized to take . . . . . Act X of 1872, s. 125.

when to be taken in lieu of bail . . . . . Act X of 1872, s. 204.

Of accused and sureties, amount and conditions of . . . . . Act IV of 1877, s. 70.

Act X of 1872, s. 391.

*See also BAIL.*

**RECOGNIZANCE—cont.**

## Of prosecutors and witnesses:—

- To be taken by committing Magistrate . . . . . Act X of 1872, s. 360.  
 . . . . . Act IV of 1877, ss. 93, 140.  
 by Court of Session and Civil Court on commitment of offender for trial for  
 contempt . . . . . Act X of 1872, s. 476.  
 . . . . . Act IV of 1877, s. 44.  
 by Police . . . . . Act X of 1877, s. 643.  
 . . . . . Act X of 1872, s. 130.  
 Recovery of penalty on breach of . . . . . Act X of 1872, s. 398.  
 . . . . . Act X of 1875, ss. 137, 138.  
 . . . . . Act IV of 1877, s. 79.

## Power of Court to remit part of penalty on breach of

- . . . . . Act X of 1872, s. 398. | Act X of 1875, s. 138.  
 . . . . . Act XI of 1874, s. 37. | Act IV of 1877, s. 79.  
 For keeping the peace, penalty of, how recoverable . . . . . Act X of 1872, ss. 502, 503.  
 . . . . . Act IV of 1877, ss. 228, 229.

*See DAMAGES, 2.***RECOGNIZED AGENT.**

- Right of parties in civil suits to appear, &c., by . . . . . Act X of 1877, s. 36.  
 . . . . . Act XVIII of 1876, s. 18.  
 Definition of . . . . . Act X of 1877, s. 37.  
 . . . . . (O.) Act XVIII of 1876, s. 18.  
 . . . . . (Aj.) Reg. I of 1877, s. 28.  
 Of military men, appointment and powers of and service of process on  
 . . . . . Act X of 1877, ss. 465—467.  
 Service of process on, manner and effect of . . . . . Act X of 1877, s. 38.  
 . . . . . Act XVIII of 1876, s. 18.

Exemption of, from arrest while attending Courts. *See ARREST, 1.*

*See also* DEKKHAN AGRICULTURISTS, 2; FOREIGN PRINCE OR STATE; MAMLATDAR'S COURT; RENT SUITS; SECRETARY OF STATE FOR INDIA IN COUNCIL, 5.

**RECORD.**

- Of opinion of Members of Council of India . . . . . 21 & 22 Vic., c. 106, s. 24.  
*See also* RECORDS.

**RECORD OF RIGHTS.** *See SETTLEMENT OF LAND: SETTLEMENT RECORD; SETTLEMENT REGISTER (Bo.).***RECORD OF RIGHTS (De.).**

- Contents of, and method of making . . . . . Ben. Reg. VII of 1822, s. 9.  
 . . . . . Ben. Reg. IX of 1825, s. 17.  
 Not necessarily to be made contemporaneously with determination of assessment  
 . . . . . Ben. Reg. IX of 1833, s. 3.

*See SONTAL PARGANAS.***RECORD OF RIGHTS (N.)**

- For each mahál . . . . . Act XVIII of 1873, s. 3 (1).  
 . . . . . Act XIX of 1873, s. 3 (1).  
 Form of, to be prescribed by Board . . . . . Act XIX of 1873, s. 90.  
 Framing of, by Settlement Officer, and contents of . . . . . Act XIX of 1873, ss. 62—89.  
 Presumption as to truth of entries in . . . . . Act XIX of 1873, s. 91.  
 Civil Courts to have no jurisdiction as to formation of . . . . . Act XIX of 1873, s. 241 (d).  
 Local Government may order preparation of, for any mahál, whether permanently or temporarily settled, or revenue-free . . . . . Act XIX of 1873, s. 36.  
 Maintenance of, and correction of admitted errors in, by Collector of District  
 . . . . . Act XIX of 1873, s. 94.  
 Changes in. *See REGISTER OF MUTATIONS (N.).*  
 To remain in force till preparation of new one . . . . . Act XIX of 1873, s. 191.  
 Certified copy of, to accompany application for partition . . . . . Act XIX of 1873, s. 109.

**RECORD OF RIGHTS (P.).**

- Contents, form and language of . . . . . Act XXXIII of 1871, ss. 14, 15.





**RECORD OF RIGHTS (P.)—cont.**

- Sanction to, may be separate from sanction to assessment . . . . . Act XXXIII of 1871, s. 17.  
 When and how subject to revision . . . . . Act XXXIII of 1871, ss. 18, 19.  
 Entries in, presumed correct . . . . . Act XXXIII of 1871, s. 16.  
     how far conclusive in *Hazára* . . . . . Reg. I of 1872, s. 13, rules 48, 60, &c.  
     power to bring civil suit for declaration of incorrectness of . . . . . Act XXXIII of 1871, s. 20.  
 Claims as to formation, preparation, &c., of, not cognizable by civil court . . . . . Act XXXIII of 1871, s. 65 (3).  
 Custody, maintenance of, and procedure and powers for recording mutations in . . . . . Act XXXIII of 1871, ss. 39, 40.

**RECORDER.**

- Courts of, established at Madras and Bombay . . . . . 37 Geo. III, c. 142, s. 9.  
     replaced by Supreme Court at Madras . . . . . 39 & 40 Geo. III, c. 79.  
     Bombay . . . . . 4 Geo. IV, c. 71, s. 7.

**RECORDER OF RANGOON.**

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|----------------------------|---------------------------|
| 1. Appointment and Status. | 3. Criminal Jurisdiction. |
| 2. Civil Jurisdiction.     | 4. Miscellaneous.         |

**1. Appointment and Status.**

- Appointment, place of holding court and seal of . . . . . Act XVII of 1875, s. 45.  
 Independent of Judicial Commissioner . . . . . Act XVII of 1875, ss. 12 (f), 35.  
 Subject to control of Chief Commissioner in matters not judicial . . . . . Act XVII of 1875, s. 69.  
 Discharge of duties of, in case of vacancy . . . . . Act XVII of 1875, s. 46.  
 To be member of Special Court . . . . . Act XVII of 1875, s. 72.

**2. Civil Jurisdiction.**

- Law to be administered in Court of . . . . . Act XVII of 1875, s. 5.  
 Local limits and extent of . . . . . Act XVII of 1875, ss. 47, 48.  
 Appeal from decrees and orders of, when barred and when allowed to High Court . . . . . Act XVII of 1875, ss. 49, 65.  
 Power of, to appoint and remuneration of assessors for assistance in the trial of civil suits . . . . . Act XVII of 1875, ss. 50, 92.  
 To exercise powers of District Judge generally within local limits of jurisdiction . . . . . Act XVII of 1875, s. 51.  
     under Divorce Act throughout British Burma . . . . . Act XVII of 1875, s. 51.  
     Act IV of 1869, s. 3 (2).

**Reckoned High Court:—**

For purpose of grant of probate and administration throughout British India

Act XIII of 1875.

Act II of 1877, s. 1.

Act X of 1877, s. 614.

For purposes of appeal to Privy Council . . . . .  
 In respect of Court of Small Causes, Rangoon:—

generally . . . . . Act XVII of 1875, s. 52.

with reference to destruction of records . . . . . Act III of 1879, s. 2.

for the purpose of prescribing forms of oath . . . . . Act X of 1873, s. 7.

for making rules as to proclamations of execution sales . . . . . Act X of 1877, s. 287.

Second appeal to, in boundary demarcation cases in Rangoon . . . . . Act V of 1880, ss. 19—21.

Insolvency jurisdiction of, extent of . . . . . Act XVII of 1875, s. 66.

not affected by Code of Civil Procedure . . . . . Act X of 1877, s. 6 (d).

Power of, as to making rules of practice for his own Court . . . . . Act XVII of 1875, ss. 66, 67.

for service of process and fees payable therefor

Act XVII of 1875, s. 68.

appointment, &c., of guardians of European British minors

Act XIII of 1874, s. 2.

to grant new trial or review of judgment . . . . . Act XVII of 1875, s. 53.

See also SPECIAL CASE.

Summary procedure of, in suits on negotiable instruments \* . . . . . Act X of 1877, s. 538 (b).

Transfer of cases from, to Special Court . . . . . Act XVII of 1875, ss. 70—72.



**RECORDER OF RANGOON—cont.****2. Civil Jurisdiction—cont.**

Transfer to Judicial Commissioner of cases in which, has personal interest

Transfer to, of suits or appeals instituted in any other Court . . . Act XVII of 1875, s. 59.  
 appeal from order of Judicial Commissioner passed in another capacity or in  
 which he is personally interested . . . Act XVII of 1875, s. 58.  
 . . . Act XVII of 1875, s. 19.

**3. Criminal Jurisdiction.**

As Court of Session within what limits . . . Act XVII of 1875, s. 60.  
 As High Court in respect of Magistrates within local limits of jurisdiction

for trial of European British subjects . . . Act XVII of 1875, s. 61.  
 . . . Act III of 1879, s. 2.  
 for purposes of Section 64 A, Code of Criminal Procedure . . . Act XVII of 1875, ss. 62, 64.  
 . . . Reg. IX of 1874, s. 4.

Sentences of death passed by, to be confirmed by what Court . . . Act XVII of 1875, s. 60.  
 Liability of military officers to serve as jurors in Court of . . . Act XVII of 1875, s. 63.  
 Admiralty and vice admiralty jurisdiction of . . . Act XVII of 1875, s. 65.  
 Appeals from original criminal jurisdiction of . . . Act XVII of 1875, s. 79.

**4. Miscellaneous.**

Power of, to make rules regarding record of judgments, taking down of evidence and admission  
 of affidavits . . . Act XVII of 1875, s. 91.  
 to issue orders for attendance of and issue of commission to, witnesses, &c., con-  
 fined in Jail in British Burma . . . Act XV of 1869, s. 7.  
 to obtain attendance of witnesses in criminal matter though confined in jail in  
 another province . . . Act XV of 1869, s. 8.  
 Admission, licensing and suspension of Advocates in Courts of, and Courts subordinate to  
 . . . Act XVII of 1875, ss. 84, 85.

*See also* ADVOCATES.

Appointment, punishment and removal of ministerial officers of . . . Act XVII of 1875, s. 70.  
 Holidays and vacations to be observed by . . . Act XVII of 1875, s. 71.  
 Registers to be kept and returns made by . . . Act XVII of 1875, s. 69.  
 Commission for examination of witnesses not to issue to . . . Act X of 1877, s. 386.  
 . . . Act XII of 1879, s. 67.

**RECORD-KEEPERS.**

Number, appointment, removal and duties of, in each Court  
 Mad. Reg. XIII of 1802, ss. 2—8, . . . Act XIV of 1878, s. 5.  
 Act XVIII of 1876, ss. 39 (c), 40—42. . . Reg. III of 1877, ss. 40—42.

**RECORDS.**

Of East India Company to be delivered to Secretary of State in Council . . . 21 & 22 Vic., c. 106, s. 62.  
 Of Supreme Courts to be records of High Courts . . . 24 & 25 Vic., c. 104, s. 8.  
 Required by Government from High Courts. *See* HIGH COURTS.  
 Of enquiry to be forwarded to Court of Session or High Court . . . Act X of 1872, s. 198.  
 . . . Act IV of 1877, s. 89.  
 Register of, in each Court how and by whom to be kept . . . Mad. Reg. XIII of 1802, ss. 4, 5.  
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 Power to make rules regarding manner of keeping  
 (O.) Act XVIII of 1876, ss. 39 (c), 40—42. . . (C.) Act XX of 1875, s. 8 (c).  
 (O.) Act XIV of 1878, s. 5. . . (Aj.) Reg. III of 1877, ss. 40 (c), 41, 42.  
 Act III of 1879, sch.  
 Rules for destruction of, power of High Court and Chief Controlling Revenue Authority  
 to make . . . Act III of 1879, ss. 1—5, 8.  
 . . . Reg. III of 1877.  
 validation of previous . . . Act III of 1879, s. 6.  
 Power of Civil Court to send for . . . Act X of 1877, s. 137.  
 What Criminal Courts empowered to call for . . . Act X of 1872, ss. 294, 295.





**RECORDS—cont.**

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Books of daily proceedings to be kept in District Courts and High Court

Mad. Reg. XIII of 1802, ss. 9, 15.

See CONFESSION; DEPOSITION; EVIDENCE, 2; FORGERY; KANÚNGOS; PUBLIC DOCUMENT; PUBLIC RECORD; SETTLEMENT RECORDS; SUMMARY TRIAL; SURVEY RECORDS; THEFT; VILLAGE RECORDS.

**RECRUITING.** See FOREIGN PRINCE OR STATE; FOREIGN RECRUITING.

**RED SEA.** See ADEN; MERCHANT SHIPPING, 3 (b) (ii).

**RED SEA AND INDIA TELEGRAPH COMPANY.**

Act relating to . . . 22 & 23 Vic., c. 4 (local and personal).

Act for amending . . . 24 Vic., c. 4.

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**REDEMPTION.**

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**REDEMPTION, RIGHT OF.**

In certain taluqdári estates saved . . . (O.) Act I of 1869, s. 6.

Pawnor's. See PAWNOR AND PAWNEE.

Suit for. See PLACE OF SUING.

By sub-mortgagees . . . 4 Wm. & Mary, c. 16, s. 3.

See EQUITY OF REDEMPTION; MORTGAGOR AND MORTGAGEE, 4; MORTGAGOR AND MORTGAGEE (Bc., &c.).

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**REFERENCE.**

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Act XI of 1874, s. 22.

powers and procedure of High Court on . . . Act X of 1872, ss. 288—291.

procedure on judges being equally divided in opinion on . . .

Act X of 1872, s. 271 B.

Act XI of 1874, s. 22.

execution of order of High Court on . . . Act X of 1872, s. 301.

power to modify or reverse order regarding disposal of property on . . .

Act X of 1872, s. 419.

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Of case or appeal, Magistrates authorized to make . . . Act X of 1872, ss. 44, 47.

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Of question of law by Presidency Magistrate to High Court :—

when to be made . . . Act IV of 1877, s. 240.

procedure on and costs of . . . Act IV of 1877, s. 241.

To High Court by Presidency Court of Small Causes when to be made . . . Act IX of 1850, s. 55.

Act XXVI of 1864, s. 7.

costs of . . . Act XXVI of 1864, s. 8.

Of case to High Court. See SPECIAL CASE.

By Judicial Committee to Registrar . . . 3 & 4 Wm. IV, c. 41, s. 17.

**REFORMATORY SCHOOLS.**

Establishment, requisites, and inspection of . . . Act V of 1876, ss. 4—6.

Youthful offenders when, for what term, and by whom, to be sent to . . . Act X of 1872, s. 318.

Act X of 1875, s. 112.

Act V of 1876, ss. 2, 7, 8, 22.

to what, to be sent . . . Act V of 1876, s. 9.

detained in, how long . . . Act V of 1876, s. 10.

discharge or removal of . . . Act V of 1876, s. 11.

Act XIV of 1878, s. 6.

licensing and apprenticing of, Act V of 1876, ss. 13—17, 19, 21.

**REFORMATORY SCHOOLS—cont.**

- Youthful offenders detained in, arrest of, on escape . . . . . Act V of 1876, s. 24.  
 Management of, by Superintendent and Committee of Visitors . . . . . Act V of 1876, ss. 12—18, 21.  
     Board of Management . . . . . Act V of 1876, ss. 12, 19—21.  
 Punishment for abetment of escape from . . . . . Act V of 1876, s. 23.

**REFORMATORY SETTLEMENT.** *See* CRIMINAL TRIBES.**REFRESHMENT ROOMS.** *See* CALCUTTA POLICE DISTRICT, 2; CALCUTTA SUBURBAN POLICE DISTRICT, 2; HOWRAH STATION; MADRAS TOWN POLICE DISTRICT, 2.**REFUND.** *See* COURT-FEE, 3; STAMP DUTY, 3.**REFUSAL TO ANSWER.** *See* CONTEMPT OF COURT; EVIDENCE, 1; WITNESSES, 2.**REGIMENTAL DEBTS ACT.**

- Act so called . . . . . 26 & 27 Vic., c. 57.  
 Not affected by Administrator General's Act . . . . . Act II of 1874, s. 65.  
 Administration by Administrator General for purpose of dealing with assets in accordance with  
     Act II of 1874, s. 22.

**REGIMENTAL NECESSARIES.**

- Exemption of, from attachment . . . . . 42 & 43 Vic., c. 33, ss. 138, 139.  
     Act V of 1869, pt. III (b).  
 Penalty for purchasing, &c. . . . . 42 & 43 Vic., c. 33, ss. 149, 162.  
     Act VII of 1867, s. 1.  
     Mad. Reg. XIV of 1832, s. 2.  
     Bom. Reg. XXII of 1827, s. 19.  
     making away with, or injuring . . . . . 42 & 43 Vic., c. 33, s. 24.  
     Act V of 1869, art. 47.

**REGISTER.**

- Of summary trials. Particulars to be entered in . . . . . Act X of 1872, s. 227.  
 Of proprietors, &c., of land *See* LAND REGISTERS (Be.).  
*See also* CHIEF COURT, 1; CIVIL COURTS (P.), 2; FORGERY; LAND (Bo.); PUBLIC RECORD; REVENUE REGISTERS AND LISTS; SETTLEMENT REGISTER.

**REGISTER OF CIVIL APPEALS.**

- Prescription and form of . . . . . Act X of 1877, s. 548, Sch. II, Nos. 174, 177.

**REGISTER OF CIVIL SUITS.**

- Prescription, contents and form of . . . . . Act X of 1877, s. 58, and Sch. IV, No. 116.  
     Ben. Act VIII of 1869, s. 42.  
 Admission of application for execution to be noted in . . . . . Act X of 1877, s. 245.

**REGISTER OF INTERMEDIATE MUTATIONS (Be.).**

- Resumptions of revenue-free lands to be entered in . . . . . Ben. Reg. VIII of 1800, s. 19.

**REGISTER OF MUTATIONS (N.).**

- Prescription of, by Board, and maintenance of . . . . . Act XIX of 1873, ss. 94, 95.  
 Successions to, and transfers of proprietary rights how registered in  
     Act XIX of 1873, ss. 97—101.  
 Fees for registration of mutations in . . . . . Act XIX of 1873, s. 96.  
 Entries in, authority, and effect of . . . . . Act XIX of 1873, ss. 95, 98.

**REGISTER OF REVENUE-PAYING LANDS (M.).**

- To be kept up by Collector in form prescribed by Board of Revenue  
     Mad. Reg. XXVI of 1802, s. 2.  
 Transfers of land to be registered in . . . . . Mad. Reg. XXV of 1802, s. 8.  
     Mad. Reg. XXVI of 1802, ss. 2, 3.  
     Mad. Act I of 1876.  
 Transfer of portion of permanently-settled estates, Registration of,—  
     application for, and procedure for assessment of land revenue thereon  
     Mad. Act I of 1876, ss. 1—3.  
     effect of, on liability of portions of estate . . . . . Mad. Act I of 1876, s. 4.  
     suits to declare or contest right to . . . . . Mad. Act I of 1876, ss. 5, 6.





**REGISTER OF REVENUE-PAYING LANDS (Be.).**

Entry in, of resumed revenue-free grants . . . . Ben. Reg. VIII of 1800, s. 19.

**REGISTRAR.**

Of Commissioners for trial of persons accused of offences in India . . 24 Geo. III, c. 25, s. 73.

Of Crown in prize appeals . . . . . 27 & 28 Vic., c. 25, ss. 7, 14.

Of ships. *See* MERCHANT SHIPPING, 1 (c).

*See* CHIEF COURT, 1; HIGH COURT, 2 (a); PRIVY COUNCIL, 3; REFERENCE.

**REGISTRAR OF JOINT STOCK COMPANIES.**

Registration of literary and scientific societies by . . . . Act XXI of 1860, ss. 1—4, 18.

*See* COMPANY, 2.

**REGISTRAR OF MARRIAGES. *See* MARRIAGE, 2; REGISTRATION OF BIRTHS, &c. (Be.), 2.****REGISTRATION.**

Of property marks. *See* PROPERTY MARKS.

Of ships. *See* MERCHANT SHIPPING, 1 (c).

**REGISTRATION OF BIRTHS, DEATHS, AND MARRIAGES.**

*See* BOMBAY CITY MUNICIPALITY, 5; CALCUTTA MUNICIPALITY, 5; MADRAS CITY MUNICIPALITY, 5; MARRIAGE, 2; MILITARY CANTONMENTS, 5; MUNICIPALITIES.

**REGISTRATION OF BIRTHS, DEATHS, AND MARRIAGES (Be.).****1. Births and Deaths.****2. Muhammadan, Marriages and Divorces.****1. Births and deaths.**

Power of Government to direct, in any area . . . . Ben. Act IV of 1873, s. 1.

Registrars. Appointment, dismissal, districts, offices, registers, and duties of

Ben. Act IV of 1873, s. 2.

Penalty on, for refusal to register or for taking illegal gratification

Ben. Act IV of 1873, s. 9.

Chaukidárs, village watchmen and relatives, &c., bound to give information for purposes of

Ben. Act IV of 1873, ss. 6—8.

Penalty on person giving false information for purposes of . . Ben. Act IV of 1873, s. 10.

Powers of Municipalities to arrange for . . . . Ben. Act IV of 1873, s. 11.

Powers of Magistrates to arrange for . . . . Ben. Act IV of 1873, ss. 2, 4, 12.

**2. Muhammadan marriages and divorces.**

Muhammadan registrar. Appointment of, and use of seal by

Ben. Act I of 1876, ss. 3—5, 24.

Remuneration of . . . . Ben. Act I of 1876, ss. 9, 10, 16.

Control of, by Registrar and Inspector General of Registration

Ben. Act I of 1876, ss. 17—19, 21—23.

Deemed public servant . . . . Ben. Act I of 1876, s. 25.

Registers for, signature of entries in . . . . Ben. Act I of 1876, s. 11.

maintenance, supply and custody of . . Ben. Act I of 1876, ss. 5—7, 22, 23.

indices of, search in, and copies of . . . Ben. Act I of 1876, ss. 12—16.

Application for, by whom made, and how dealt with . . Ben. Act I of 1876, ss. 8—12.

General rules regarding . . . . Ben. Act I of 1876, ss. 18, 19, 24.

Refusal of, how made, and appeal therefrom . . Ben. Act I of 1876, ss. 20, 21.

Not to affect validity, &c., of marriages or divorces . . Ben. Act I of 1876, s. 26.

**REGISTRATION OF BIRTHS, DEATHS AND MARRIAGES (Bu.).**

Duties of Rural Police in respect of . . . . Act II of 1880, s. 14 (f).

**REGISTRATION OF DOCUMENTS.****1. Districts and Authorities.****2. Documents requiring or capable of Registration.****3. Procedure and Administrative Provisions.****4. Effect of Registration.****5. Refusal to Register.****1. Districts and Authorities.**

Inspector General. Appointment of . . . . Act III of 1877, s. 4.

Powers and duties of . . . . Act III of 1877, ss. 10, 69, 70.



REGISTRATION OF DOCUMENTS—*cont.*1. Districts and Authorities—*cont.*

- Inspector General. Superintendence of village registrars by . . . Act XVII of 1879, ss. 58, 61.  
*See also* REGISTRATION OF BIRTHS, &c., (Be.), 2.  
 Inspectors. Appointment and duties of . . . Act III of 1877, s. 8.  
 Registrars and Sub-Registrars:—  
     Appointment, offices, remuneration and establishment of . . . Act III of 1877, ss. 6, 7, 10—14.  
     . . . Act XVII of 1879, s. 71.  
     Seals, books, forms and fire-proof boxes to be used by, . . . Act III of 1877, ss. 15, 16.  
     Powers and duties of . . . Act III of 1877, ss. 30, 51—77.  
     . . . Act XII of 1879, s. 105.  
     To be deemed public servants . . . Act III of 1877, s. 84.  
     Contempt of authority of, how punishable . . . Act III of 1877, s. 85.  
     Protection of, for act done in good faith . . . Act III of 1877, s. 86.  
*See also* REGISTRATION OF BIRTHS, &c., (Be.), 2.  
 Registrar of Presidency Town or Lahore District, powers of, as to registration without regard to situation of property . . . Act III of 1877, s. 30 (b).  
 Village Registrars. *See* VILLAGE REGISTRARS (Bo.).  
 Districts and Sub-districts. Formation and alteration of . . . Act III of 1877, s. 5.  
     . . . Act XVII of 1879, s. 71.  
     Declaration of military cantonments as . . . Act III of 1877, s. 9.  
     . . . Mad. Act I of 1866, s. 11.

## 2. Documents requiring or capable of registration.

- Compulsory when . . . Act III of 1877, s. 17 (a)—(d).  
     . . . Act XVII of 1879, s. 71.  
     of agreement without consideration made on account of natural love and affection . . . Act IX of 1872, s. 25 (1).  
     of memorandum of appointment of new trustee for property of Religious Society . . . Act I of 1880, s. 3.  
     of instruments of adoption executed by Muhammadan taluqdars or grantees . . . Act I of 1869, s. 29.  
     of declarations by taluqdars or grantees in Oudh desiring reversion to ordinary law of succession . . . Act I of 1869, ss. 30, 31.  
     of certain transfers and bequests by taluqdars and grantees in Oudh . . . Act I of 1869, ss. 13, 17, 18, 20.  
     of agreement by occupancy or ex-proprietary tenant to pay enhanced rent . . . Act XVIII of 1873, s. 12,  
     [*but see* KANUNGO; PATWARÍ].  
 Optional . . . Act III of 1877, ss. 17 (e)—(l), 18.  
 Certain, executed by or in favour of Government to be deemed registered . . . Act III of 1877, ss. 90, 91.  
*See also* VILLAGE REGISTRARS (Bo.)  
 Certificates under Land Improvement Act how registered . . . Act III of 1877, s. 89.  
     . . . Act XII of 1879, s. 107.  
     of sale granted by civil court how registered . . . Act III of 1877, s. 89.  
     . . . Act XII of 1879, s. 107.  
     for arrears of revenue exempted from . . . (N.) Act XIX of 1873, s. 183.  
     . . . (O.) Act XVII of 1876, s. 150.  
     of appointment of trustee by English Bankruptcy Court, to be registered as conveyance . . . 32 & 33 Vic., c. 61, s. 83 (8).  
 Language of, and interlineations in, documents . . . Act III of 1877, ss. 19, 20.  
 Rules as to description of houses and lands in documents relating to immoveable property . . . Act III of 1877, ss. 21, 22.  
 Wills, deposit of, in sealed cover . . . Act III of 1877, s. 42.  
 Documents not duly stamped, when and how to be registered . . . Act I of 1879, ss. 31, 34, 39.

## 3. Procedure and Administrative Provisions.

- Time and place of presentation . . . Act III of 1877, ss. 23—27, 31, 70.  
     registration . . . Act III of 1877, ss. 28, 30, 34, 70.  
     . . . Act XVII of 1879, s. 71.





**REGISTRATION OF DOCUMENTS—cont.**

**3. Procedure and Administrative Provisions—cont.**

- Limitation of time for registration of certain transfers, and bequests of estates in Oudh  
 Act I of 1869, ss. 13, 17, 18, 20.
- Persons authorized to present documents for registration . . . Act III of 1877, ss. 32, 33, 40.  
 wills for deposit . . . Act III of 1877, s. 42.
- Documents presented for registration :—
- Endorsement at time of presentation . . . Act III of 1877, s. 52.  
 Act III of 1877, ss. 34, 35, 41.
- Enquiry as to execution of, how conducted generally . . . Act XII of 1879, s. 104.  
 in case of execution by certain officials  
 Act III of 1877, s. 88.
- Endorsement and certificate on admission of, to registration  
 Act III of 1877, ss. 58—60.
- Entry of copies of, in registers . . . Act III of 1877, ss. 52, 61, 62.
- Memoranda of, when to be forwarded to other registering offices  
 Act III of 1877, ss. 64—67.
- Power to enforce attendance of, administer oath to, and record examination of witnesses and  
 executants for purposes of . . . Act III of 1877, ss. 36—39, 63.  
*See also VILLAGE REGISTRARS (Bo.).*
- Wills. Procedure on deposit and withdrawal of . . . Act III of 1877, ss. 43—46.
- Register books. Nature of, and entries in . . . Act III of 1877, ss. 51—63.  
 Act XII of 1879, s. 105.
- Indices. Making of . . . Act III of 1877, ss. 54, 55.
- Submission of copies of, by Sub-Registrars to Registrars . . . Act III of 1877, s. 56.
- Searches of indices and registers, certified copies, fees for searches and copies, and admission  
 in evidence of certified copies . . . Act III of 1877, ss. 57, 78.
- Rules of procedure to be framed by Inspector-General . . . Act III of 1877, s. 69.
- Fees, prescription, alteration, publication, and time for payment of  
 Act III of 1877, ss. 78—80.
- Offences. Punishment for . . . Act III of 1877, ss. 81, 82, 84.
- Institution of prosecutions for, jurisdiction over, and recovery of penalties for  
 Act III of 1877, s. 83.  
 Act XII of 1879, s. 106.
- Validation of rules in British Burma . . . Act III of 1877, s. 92.
- Destruction of unclaimed documents . . . Act III of 1877, s. 85.
- Copy of decree cancelling Registered Instrument to be sent to Registering officer  
 Act I of 1877, s. 39.

**4. Effect of Registration.**

Registered documents :—

- Commencement of operation of . . . Act III of 1877, s. 47.
- Effect of, as against oral agreements . . . Act III of 1877, ss. 48, 90.  
 relating to immoveable property as against unregistered documents  
 Act III of 1877, s. 50.
- See NAWAB OF SURAT.*
- Cannot be varied by subsequent oral agreement . . . Act I of 1872, s. 92 (4).
- Lengthening of time for suing on . . . Act XV of 1877, s. 4, sch. II, No. 116.  
 Act XVII of 1879, s. 72.
- Cancellation by decree of court to be noted by Registering officer on copy of  
 Act I of 1777, s. 39.
- Registered lease in permanently-settled district exempted from avoidance at sale for arrears  
 (N.) Act XIX of 1873, s. 167.
- decree. Lengthening of time for applying for execution of  
 Act XV of 1877, s. 4, sch. II, No. 179.
- In case of village registrars. *See VILLAGE REGISTRARS (Bo.).*
- Effect of non-registration of documents required to be registered  
 Act III of 1877, ss. 49, 77, 90.
- Registration not invalid for defect of appointment or procedure . . . Act III of 1877, s. 87.  
*See INCUMBRANCES.*

**REGISTRATION OF DOCUMENTS—concl.****5. Refusal to Register.**

## Grounds for

	Act III of 1877, ss. 19—25, 35.	Act XII of 1879, s. 104.
	Act I of 1879, s. 34.	Act XVII of 1879, s. 60.
Order of, by Sub-Registrar, record of reasons for		Act III of 1877, s. 71.
appeal from and procedure thereon		
		Act III of 1877, ss. 72—75.
by Registrar, procedure prior to		Act III of 1877, ss. 74, 75.
record of reasons for		Act III of 1877, s. 76.
not appealable		Act III of 1877, s. 76.
suit to set aside		Act III of 1877, s. 77.

**REGISTRATION OF TENURES, FARMS AND LEASES (Be.).**

Common and special registry. Nature and effect of	Act XI of 1859, ss. 38, 39, 50, 51. Ben. Act VIII of 1876, s. 96.
Application for, contents of	Act XI of 1859, ss. 40, 43, 44.
procedure on	Act XI of 1859, ss. 41, 42.
limitation of time and fees for	Ben. Act III of 1862.
Rules for, applicable to certain leases	Act XI of 1859, s. 43.
Special registry, applicable to, but not compulsory for, tenures existing from settlement	Act XI of 1859, s. 44.
Costs of measurement, survey, &c., for purposes of, by whom payable	Act XI of 1859, s. 46.
Civil court not competent to order	Act XI of 1859, s. 47.
Suit for cancellation of	Act XI of 1859, s. 48.
Orders concerning, open to appeal and revision	Act XI of 1859, s. 49.
Of transfers of revenue-free lands by gift, sale or inheritance	Ben. Reg. XIX of 1793, s. 20. Ben. Reg. XXXVII of 1793, s. 15.
Of revenue-free lands. <i>See</i> REVENUE-FREE LANDS.	
<i>See</i> VILLAGE CHANNEL.	

**REGULAR SUIT.**

Barred as to certain questions arising in execution of decree	Act X of 1877, s. 244.
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**REGULATIONS.**

Powers of executive Government to propose and Governor General in Council to sanction for certain parts of India	33 & 34 Vic., c. 3, ss 1, 2.
Relating to Crown's service at sea, breach of	2 Wm. IV, c. 51, s. 6.
For inspecting and copying orders and decrees of Sovereign in Council,	3 & 4 Wm. IV, c. 41, s. 16.
As to absence on sick leave or furlough	16 & 17 Vic., c. 95, s. 32.
Made by Secretary of State in Council to be laid before Parliament	21 & 22 Vic., c. 106, s. 32.
<i>See</i> APPOINTMENT; BENARES; BENGAL REGULATIONS; BOMBAY REGULATIONS; CROWN; PATRONAGE; PENALTY; REPEAL; REVIVAL; VACANCIES.	

**REHEARING. *See* NEW TRIAL; REVIEW OF JUDGMENT.****REJECTION. *See* PLAINT.****RELATIONS.**

Admissible as recognised agent in Civil Court	(O.) Act XVIII of 1876, s. 18. (Aj.) Reg. I of 1877, s. 28 (a).
<i>See</i> DEKKHAN AGRICULTURISTS; KINDRED; REGISTRATION OF BIRTHS, &c., (Be.).	

**RELATIONSHIP.**

Opinion as to, admissible in evidence	Act I of 1872, s. 50.
but not in proof of marriage in proceedings under Indian Divorce Act or in prosecutions for offences relating to marriage	Act I of 1872, s. 50, pro.





**RELATIONSHIP—cont.**

Statement as to, by person having special means of knowledge when relevant as between third parties . . . . . Act I of 1872, s. 32 (5).  
Act XVIII of 1872, s. 2.

of deceased persons made in will, deed, or pedigree or on tombstone or family portrait, &c., when relevant . . . . . Act I of 1872, s. 32 (6).  
Act XVIII of 1872, s. 2.

**RELEASE.**

Stamp duty on, amount of . . . . . Act I of 1879, ss. 4, 5, sch. I, No. 54.  
by whom payable . . . . . Act I of 1879, s. 29 (a).

Of sentences against Company's servants . . . . . 33 Geo. III, c. 52, s. 69.

Of captured ship . . . . . 51 Geo. III, c. 75, ss. 4, 5.  
27 & 28 Vic., c. 25, s. 20.

*In cases governed by English law.*

Deed of, effectual for conveyance of freehold estate as deed of lease and release . . . . . Act IX of 1842, s. 1.

Stamp duty chargeable on . . . . . Act IX of 1842, s. 1.

Recital of lease in, conclusive evidence of execution of such lease . . . . . Act IX of 1842, s. 1.

Effect of release of part of land charged with rent charge . . . . . Act XXVIII of 1866, s. 23.

**RELEVANT FACTS.**

Evidence of, admissible . . . . . Act I of 1872, s. 5.

General rules as to what constitute . . . . . Act I of 1872, ss. 6—16.

Admissions when and to what extent deemed . . . . . Act I of 1872, ss. 17—31.

Statements made by persons who cannot be called as witnesses when and under what conditions deemed . . . . . Act I of 1872, ss. 32, 33.

under special circumstances when deemed . . . . . Act I of 1872, ss. 34—38.

Judgments when and to what extent deemed . . . . . Act I of 1872, ss. 40—44.

Opinions of experts when deemed . . . . . Act I of 1872, ss. 45—51.

Character when deemed . . . . . Act I of 1872, ss. 52—55.

*See also* ACCIDENT; ADMISSIONS; CONDUCT; CONSPIRACY; COURSE OF BUSINESS;  
CUSTOM; DAMAGES, 2; GOOD FAITH; IDENTITY; INTENTION; MOTIVE; NEGLIGENCE;  
RASHNESS; RIGHT; STATEMENTS.

**RELIGION.**

1. Law relating to.

2. Religious uses.

3. Persons holding Religious Offices.

4. Offences relating to.

**1. Law relating to**

No disability in respect of . . . . . 3 & 4 Wm. IV, c. 85, s. 87.  
Governor General's sanction requisite to introduction of measures affecting . . . . . 24 & 25 Vic., c. 67, s. 19.

Legislatures at Madras and Bombay not to affect without Governor General's sanction . . . . . 24 & 25 Vic., c. 67, s. 43.

Law to be administered by civil courts in questions relating to . . . . .

(M.) Act III of 1873, s. 16. . . . . (C.) Act XX of 1875, s. 5.

(Be. & N.) Act VI of 1871, s. 24. . . . . (Bu.) Act XVII of 1875, ss. 4, 5.

(Tarai) Reg. IV of 1876, s. 5. . . . . Reg. VIII of 1874, s. 4.

(P.) Act IV of 1872, s. 5. . . . . (Aj.) Reg. III of 1877, s. 4.

(O.) Act XVIII of 1876, s. 3 (b). . . . .

Suits relating to property or office cognisable by civil courts though depending on decision of questions as to religious rites and ceremonies . . . . . Act X of 1877, s. 11, Explan.

European British ward presumed to be of what . . . . . Act XIII of 1874, s. 11.

Change of, law or usage inflicting forfeiture of property, or affecting right of succession by reason of, not to be enforced in courts . . . . . Act XXI of 1850, s. 1.

not to affect law as to bigamy in certain cases . . . . . Act III of 1872, s. 16.

*See* NATIVE CONVERTS' MARRIAGE DISSOLUTION.

**2. Religious uses.**

Bequest for purposes of. *See* CHARITIES.

Gifts and bequests of taluqdari estates in Oudh for religious uses how far restricted . . . . . Act I of 1869, ss. 18, 20.



**RELIGION—cont.****2. Religious uses—cont.**

Revenue-free grants for purposes of. *See* **REVENUE-FREE LANDS** (Be.), 2 (a) (b).

Land occupied by building applied to religious purposes, not assessable to land revenue

(Bu.) Act II of 1876, s. 23 (a).

House occupied by building applied to religious purposes not assessable to house cess

(Bu.) Act II of 1880, s. 8.

Religious assemblages. *See* **FAIRS** (Bo.).

*See* **RELIGIOUS ENDOWMENT**.

**3. Persons holding religious offices.**

Exempted from service as jurors or assessors. Act X of 1872, s. 406.

Religious vows to relinquish worldly affairs disqualify for service as juror or assessor

Act X of 1872, s. 405.

Act X of 1875, s. 54 (d).

Marriage by minister. *See* **MARRIAGE**, 2 (a).

*See also* **PRINTS**.

**4. Offences relating to.**

Punishment of. Act XLV of 1860, ss. 295—298.

Insult to religion by soldier punishable as military offence. Act V of 1869, art. 44.

*See also* **VERNACULAR BOOK**; **VERNACULAR NEWSPAPER**.

**RELIGIOUS ENDOWMENT.**

Opinion as to constitution and government of, when admissible in evidence, Act I of 1872, s. 49.

Articles set aside for, exempt from attachment for arrears of revenue, Act XVII of 1876, s. 117.

Government divested of charge of property connected with, and superintendence of—

in Madras and Bengal. Act XX of 1863, ss. 3, 4, 12.

in Camara District. Bom. Act VII of 1865.

No Government or public officer, as such, to have charge of property for, or superintend, or be in any way concerned with. Act XX of 1863, s. 22.

For the temple of Jagannāth &c., in Katak, bar to resumption of

Ben. Reg. XII of 1805, ss. 8, 30.

Trustees, and committees for charge of:—

Appointment, powers, rights and duties of. Act XX of 1863, ss. 4, 6, 7—13.

Bom. Act VII of 1865, s. 2.

Procedure on vacancies in, and jurisdiction of District Court

Act XX of 1863, ss. 5, 10.

Suits against, in case of breach of duty and powers of District Court on such suit

Act XX of 1863, ss. 14, 18.

*See also* **HUSSAINABAD ENDOWMENT**; **RELIGION**, 2.

**RELIGIOUS FESTIVALS. *See* **DRAMATIC PERFORMANCES**.****RELIGIOUS SOCIETIES.**

Manner and effect of appointment of new Trustees for holding property of, Act I of 1880, ss. 1—5.

Provisions for dissolution and adjustment of affairs of. Act I of 1880, ss. 6—8.

Power of High Court on application to decide questions as to membership of, or validity of appointment of trustees of. Act I of 1880, s. 9.

Provisions regarding, not to apply to Societies of Hindús, Muhammadans and Buddhists

Act I of 1880, s. 1. •

**RELINQUISHMENT.**

Of land by tenant. *See* **LANDLORD AND TENANT**.

Of cause of action. *See* **CAUSE OF ACTION**.

**REMAINDER**

To posthumous child. 10 Wm. 3, c. 22.

**REMAINDERMAN.**

Suit by, for possession, limitation of time for. Act XV of 1877, s. 41, sch. II, No. 140.

May obtain order for production of tenant for life. 6 Anne, c. 72, s. 1.

Guardian, &c., holding over without consent of. 6 Anne, c. 72, s. 5.

*See* **TENANT FOR LIFE**. •





**REMAND.**

Of accused, for how long and on what grounds allowable . . . Act X of 1872, ss. 194, 214.  
Act IV of 1877, s. 86.

See APPEAL, 1 (c).

**REMEDY.** See CAUSE OF ACTION.**REMISSIONS.** See LAND REVENUE.**REMISSION OF PUNISHMENT.**

Power of offended court as to, in cases of contempt of court. . . Act X of 1872, s. 437.  
Act IV of 1877, s. 207.

Violation of condition of, punishment for . . . Act XLV of 1860, s. 227.

See LICENSE TO BE AT LARGE; PARDON; PENAL SERVITUDE.

**REMOVAL**

Of public officer or servant by Crown . . . 33 Geo. III, c. 52, s. 35.  
21 & 22 Vic., c. 106, s. 38.

by Court of Directors . . . 33 Geo. III, c. 52, s. 36.

Of Member of Council of India . . . 21 & 22 Vic., c. 106, s. 11.

Of officer on establishment of Secretary of State in Council . . . 21 & 22 Vic., c. 106, s. 16.

Of Vice-president of Council of India . . . 21 & 22 Vic., c. 106, s. 21.

See DEPORTATION.

**REMUNERATION OF PLEADER.** See PLEADER.**RENT.**

Uses for payment of . . . 27 Hen. 8, c. 10, s. 3.

For life recoverable after death of *cestui que vie* . . . 32 Hen. 8, c. 37.

Paid by tenant to grantor before notice of grant . . . 4 & 5 Anne, c. 3, s. 10.

Rights of party suing for saleable tenure and paying, to prevent sale thereof

Act X of 1877, s. 501.

See BHUTAN DWARS; DISTRESS FOR RENT; ENHANCEMENT OF RENT; LANDLORD AND  
TENANT; LAND REVENUE (Be.), 4; MADRAS CITY MUNICIPALITY, 3 (c); PROHIBI-  
TORY ORDER; RENT APPLICATIONS, RENT SUITS.

**RENT APPLICATIONS (N.).**

Sole jurisdiction of revenue courts as to . . . Act XVIII of 1873, s. 95.

Investiture of revenue officers with powers for entertaining . . . Act XVIII of 1873, ss. 97—193.

Place of trial for, procedure in hearing, enforcement of orders on, and limitation of time for

Act XVIII of 1873, ss. 96, 211 (d).

For resumption or assessment of rent-free grants . . . Act XVIII of 1873, s. 30 (b).

Act XIX of 1873, s. 79.

For ejectment of tenants . . . Act XVIII of 1873, ss. 35, 40.

By tenant to contest notice of ejectment . . . Act XVIII of 1873, s. 39.

Regarding value of crops of ejected tenant . . . Act XVIII of 1873, s. 42 (c).

For division or appraisement of crops . . . Act XVIII of 1873, s. 43.

For leave to deposit rent, form and verification of, and procedure thereon

Act XVIII of 1873, ss. 50—55.

Court-fee for . . . Act XVIII of 1873, s. 95.

Orders on, when, to whom, and within what time appealable, and when final

Act XVIII of 1873, ss. 192—198, 200, 201.

when open to revision by Commissioner and Board of Revenue

Act XVIII of 1873, ss. 196—199.

**RENT CHARGE.** See PERSONAL REPRESENTATIVE, 3 (b); RELEASE.**RENT-FREE LAND.**

Resumption or assessment of, limitation of time for . . . Act XV of 1877, s. 4, sch. II, No. 130.

See HAQS; PARTITION OF ESTATES.

● **RENT-FREE LANDS (Be.).**

Considered tenure for purposes of erection and maintenance of boundaries

Ben. Act V of 1875, s. 17.

**RENT-FREE LANDS (Be.)—*cont.***

- Powers of Collector for including in estates . . . . . Ben. Act VII of 1876, s. 33, &c.  
 Road cess how recoverable on . . . . . Ben. Act X of 1871, ss. 26, 27.  
 Apportionment of cost of embankments on . . . . . Ben. Act VI of 1873, s. 46.

**RENT-FREE LANDS (N.).**

- To be recorded by settlement officer . . . . . Act XIX of 1873, s. 62 (*d*).  
 Grant of, when, how far and as against whom valid and proprietary right when conferred by  
     Act XVIII of 1873, ss. 30 (*c*) (*d*) (*f*), 211 (*b*).  
     Act XIX of 1873, ss. 80—83.  
 Application for resumption or assessment of, cognizable by revenue courts and settlement  
     officers, and not barred by any lapse of time . . . . . Act XVIII of 1873, s. 30 (*b*) (*e*).  
     Act XIX of 1873, ss. 79, 82—84.  
 Claims arising out of resumption and assessment of, not cognizable by civil courts  
     Act XIX of 1873, s. 241 (*h*).  
 How far liable for patwáris' rate . . . . . Act XIX of 1873, s. 29.  
     Act VIII of 1879, s. 4.

**RENT-FREE LANDS (O.).**

- Grants of, how far and as against whom valid . . . . . Act XVII of 1876, ss. 52, 55.  
 Application for resumption of, cognizable by civil courts . . . . . Act XVII of 1876, ss. 53, 54.  
 Registers of, maintained for each village . . . . . Act XVII of 1876, ss. 56 (*e*), 58, 59.  
*See* MUTATION OF NAMES (O.).

**RENT ROLL. *See* LAND (Bo.); PARTITION OF ESTATES (Be.). 2.****RENT SUITS (M.).**

- By tenant for recovery of unauthorized exaction in excess of rent . Mad. Act VIII of 1865, s. 5.  
     for delivery of pattá . . . . . Mad. Act VIII of 1865, s. 8.  
     to recover possession on illegal ejectment . . . . . Mad. Act VIII of 1865, s. 12.  
     for damage caused by irregular distress . . . . . Mad. Act VIII of 1865, s. 17.  
     to appeal against distraint or notice of sale of interest in land  
         Mad. Act VIII of 1865, ss. 18, 40.  
     for damage caused by loss or injury to property in possession of distrainer  
         Mad. Act VIII of 1865, s. 20.  
 By landholder to enforce acceptance of pattá and delivery of machalká  
     for clandestine removal of crop . . . . . Mad. Act VIII of 1865, ss. 9, 10.  
     Mad. Act VIII of 1865, s. 83.  
 By person sustaining damage through irregularity in sale of distrained property  
     aggrieved by summary proceeding for recovery of rent, Mad. Act VIII of 1865, s. 36.  
     Mad. Act VIII of 1865, ss. 50—69.  
 Procedure for trial of . . . . . Mad. Act VIII of 1865, ss. 50—69.  
 Appeal to District Court from decision in . . . . . Mad. Act VIII of 1865, ss. 69, 76.  
 Execution of decree in . . . . . Mad. Act VIII of 1865, ss. 70—73.  
 Power to refer, to arbitration . . . . . Mad. Act VIII of 1865, s. 74.  
 Register of . . . . . Mad. Act VIII of 1865, s. 77.  
 Jurisdiction of Collector as to, not to bar jurisdiction of Civil Court  
     Mad. Act VIII of 1865, ss. 78, 87.

**RENT SUITS (Be.).****1. In Civil Courts.****2. In Revenue Courts.****1. In Civil Courts:**

- Jurisdiction of civil courts as to, and general application of Code of Civil Procedure to trial of  
     power to suspend . . . . . Ben. Act VIII of 1869, ss. 33, 34.  
     Ben. Act VI of 1876, s. 11.  
 Provisions regarding place of suing for . . . . . Ben. Act VIII of 1869, ss. 35, 36.  
 Special rules of limitation for . . . . . Ben. Act VIII of 1869, ss. 27—31.  
 Naibs and gumashtas when deemed recognised agents for purposes of  
     Ben. Act VIII of 1869, s. 32.  
 Separate registration of . . . . . Ben. Act VIII of 1869, s. 42.  
 Form of plaint in suit for arrears of rent . . . . . Ben. Act VIII of 1869, s. 43.  
 Power to award compensation to plaintiff or defendant in, . Ben. Act VIII of 1869, ss. 44, 45.

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**RENT SUITS (Be.)—cont.****1. In Civil Courts—cont.**

Payment into Court in, and effect thereof on costs and interest

Ben. Act VIII of 1869, ss. 48, 49.

Arrest before judgment, when not allowed in

Ben. Act VIII of 1869, s. 50.

Special rules regarding joinder of causes of action in

Ben. Act VIII of 1869, ss. 51, 52.

Execution of decree in, not to issue simultaneously against person and property

Ben. Act VIII of 1869, s. 57.

when to issue on oral, and when on written, application

Ben. Act VIII of 1869, s. 53.

not to be stayed pending appeal

Ben. Act VIII of 1869, s. 54.

for delivery of pattā or kabūliyat how enforced

Ben. Act VIII of 1869, ss. 55, 56.

limitation of time for

Ben. Act VIII of 1869, s. 58.

by sale of transferable tenure how effected

Ben. Act VIII of 1869, ss. 59--66.

when enforceable against unmoveable property

Ben. Act VIII of 1869, s. 65.

Decree of District Court in, when not appealable

Ben. Act VIII of 1869, s. 102.

Review of judgment in, limitation of time for

Ben. Act VIII of 1869, s. 103.

Courts of Small Causes as such not to have jurisdiction in

Ben. Act VIII of 1869, s. 104.

Power to issue process free of charge in

Ben. Act VIII of 1869, s. 105.

**2. In Revenue Courts.****(a) Jurisdiction of Courts.**

Jurisdiction of Revenue Courts as to, conferred

Act X of 1859, ss. 23, 25.

Ben. Act VIII of 1869, ss. 33, 107, 108.

Ben. Act VI of 1876, s. 11.

Ben. Act I of 1879, s. 37.

power to suspend

Ben. Act VI of 1876, s. 11.

Certain suits between zamindārs and their agents triable as

Act X of 1859, s. 24.

Ben. Act I of 1879, s. 37.

Limits of Collector's local jurisdiction as to trial of

Act X of 1859, s. 163.

Ben. Act I of 1879, s. 148.

Powers of Assistant and Deputy Collectors as to trial of

Act X of 1859, ss. 164, 165.

Ben. Act VI of 1862, s. 19.

Ben. Act IV of 1867.

Ben. Act I of 1879, s. 133.

In what Court to be instituted

Ben. Act VI of 1862, s. 20.

Ben. Act I of 1879, s. 146.

Power of Collector or Deputy Commissioner as to transfer and withdrawal of

Ben. Act VI of 1862, s. 20.

Ben. Act I of 1879, s. 146.

**(b) Procedure up to Judgment.**

Limitation of time for

Act X of 1859, ss. 28--33.

Ben. Act VI of 1862, s. 6.

Ben. Act I of 1879, ss. 15, 41--45.

Plaint in, presentation, form and contents of

Act X of 1859, ss. 34--41.

Ben. Act VI of 1862, s. 12.

Ben. Act I of 1879, ss. 46--52.

return or amendment of

Act X of 1859, s. 42.

Ben. Act I of 1879, s. 53.

Special rules regarding joinder of causes of action in

Act X of 1859, s. 78.

Ben. Act I of 1879, ss. 39, 40, 88.

Production of documentary evidence in, and effect of non-production at prescribed time

Act X of 1859, ss. 38, 39, 44, 62.

Ben. Act I of 1879, ss. 51, 52, 55, 71.

Summons to defendant in, form, contents, issue, service and costs of

Act X of 1859, ss. 43--48.

Ben. Act I of 1879, ss. 54--56.



**RENT SUITS (Be.)—cont.****2. In Revenue Courts—cont.****(b) Procedure up to Judgment—cont.**

Parties when to appear personally and when by agent, and fees allowable to mukhtárs and agents in . . . . . Act X of 1859, ss. 69—71.

Ben. Act VI of 1862, s. 14.

Ben. Act I of 1879, ss. 78—80.

Procedure on default of one or both parties in, and ex-parte trial of

Act X of 1859, ss. 54—58, 68.

Ben. Act VI of 1862, s. 13.

Ben. Act I of 1879, ss. 62—67, 77.

Examination of parties, production and examination of witnesses, &c., framing of issues, adjournments, &c. . . . . Act X of 1859, ss. 59—68, 72.

Ben. Act I of 1879, ss. 68—77, 81.

Power to award compensation to plaintiff or defendant in . . . . .

Ben. Act VI of 1862, ss. 2, 3.

Ben. Act I of 1879, ss. 90, 91.

Special rules regarding costs in . . . . .

Act X of 1859, ss. 55, 57, 58.

Process in, form, service, costs, and resistance of, and power to issue free of charge

Act X of 1859, ss. 146, 147.

Ben. Act I of 1879, ss. 131, 149.

Trial of, to be in open court at any place within district . . . . .

Act X of 1859, s. 148.

Ben. Act I of 1879, s. 132.

Local enquiries when and how to be made . . . . .

Act X of 1859, s. 73.

Ben. Act I of 1879, s. 82.

Language, contents and manner of delivery of judgment in . . . . .

Ben. Act VI of 1862, ss. 15.

Ben. Act I of 1879, s. 20.

Payments into Court, effect of as to interest and costs . . . . .

Act X of 1859, s. 75.

Ben. Act VI of 1862, ss. 7, 8.

Ben. Act I of 1879, ss. 83—85.

Written statement when to be filed by defendant . . . . .

Act X of 1859, s. 59.

Ben. Act I of 1879, s. 68.

Security and arrest before judgment, in what cases allowed, and procedure for

Act X of 1859, ss. 49—52.

Ben. Act I of 1879, ss. 57—60.

compensation for, when without reasonable cause

Act X of 1859, s. 53.

Ben. Act I of 1879, s. 61.

\* Attachment before judgment, when allowed and procedure for . . . . .

Ben. Act VI of 1862, s. 16.

Ben. Act I of 1879, s. 98.

Interpleader claim by third party how tried . . . . .

Act X of 1859, s. 77.

Ben. Act I of 1879, s. 87.

*See also* AGRARIAN DISPUTES.

Power to refer to arbitration . . . . .

Ben. Act I of 1879, s. 38.

**(c) Appeal, Review, Revision.**

Appeal in, to revenue officers when allowed, limitation of time for and procedure on

Act X of 1859, ss. 151—159. | Ben. Act IV of 1867, s. 5.

Ben. Act VI of 1862, s. 13. | Ben. Act I of 1879, ss. 134—143.

to District Court. Judicial Commissioner and High Court when allowed and pro-

cedure on . . . . . Act X of 1859, ss. 160, 161.

Ben. Act VI of 1862, ss. 10, 13.

Ben. Act I of 1879, ss. 144, 145.

Appeal from order of Collector or Deputy Commissioner in, when barred, . . . . .

Act X of 1859, s. 153.

Ben. Act I of 1879, s. 137.

Review of judgment in, when allowed, and limitation of time for . . . . .

Act X of 1859, s. 154.

Ben. Act I of 1879, s. 138.

Revision of orders in, when, and by whom . . . . .

Act X of 1859, ss. 151, 152.

Ben. Act I of 1879, ss. 134—136.

**(d) Execution of decree.**

Not to issue against person and property simultaneously . . . . .

Ben. Act VI of 1862, s. 17.

Ben. Act V of 1879, s. 99.





**RENT SUITS (Ba.)—concl.****2. In Revenue Courts—concl.****(d) Execution of decree—cont.**

When to issue on oga, and when on written application . . . Ben. Act VI of 1862, s. 17.

Adjudication of claims to property attached in . . . Act X of 1859, ss. 100—103, 106, 107, 111.

Ben. Act I of 1829, ss. 118—121, 125, 126, 130.

Limitation of time for . . . Act X of 1859, s. 92.

Ben. Act I of 1879, s. 105.

Notice when to issue before . . . Act X of 1859, ss. 90, 91.

Ben. Act I of 1879, ss. 103, 104.

Special provisions regarding warrant in . . . Act X of 1859, ss. 88, 89.

Ben. Act I of 1879, ss. 101, 102.

By attachment and sale of moveable property . . . Act X of 1859, ss. 98, 99, 104.

Ben. Act I of 1879, ss. 100, 111—117, 122.

By imprisonment . . . Act X of 1859, ss. 84, 93—97.

Ben. Act I of 1879, ss. 96, 106—110.

By sale of transferable tenures . . . Act X of 1859, ss. 105—108.

Ben. Act VIII of 1865, ss. 4—17.

Ben. Act I of 1879, ss. 123—127.

*See also* PATNI TALUQS, 2.

By attachment and sale of immoveable property . . . Act X of 1859, ss. 109—111.

Ben. Act I of 1879, ss. 128—130.

Against surety . . . Act X of 1859, s. 85.

Ben. Act I of 1879, s. 97.

For delivery of pattá or kabúliyat . . . Act X of 1859, ss. 80, 81.

Ben. Act I of 1879, ss. 92, 93.

For ejectment or re-instatement . . . Act X of 1859, ss. 82, 83.

Ben. Act I of 1879, ss. 91, 95.

**RENT SUITS (N.).**

1. Jurisdiction as to, and nature of
2. Procedure up to Judgment.
3. Appeals and Review.

4. Execution of decree.
5. Special Rules in Non-regulation Districts.

**1. Jurisdiction as to and nature of.**

Nature of, and jurisdiction of revenue courts in . . . Act XVIII of 1873, s. 93.

By co-sharer for share of profits. *See* CO-SHARER (N.)

By landholder and tenant. *See* LANDLORD AND TENANT (N.), 5.

Powers of revenue officers as to trial of . . . Act XVIII of 1873, ss. 97—103.

Objection as to jurisdiction, when taken in appeal, how to be dealt with

Act XVIII of 1873, ss. 206—208.

**2. Procedure up to Judgment.**

Limitation of time for . . . Act XVIII of 1873, s. 94.

Place of instituting . . . Act XVIII of 1873, s. 104.

Reference and withdrawal of. *See* REVENUE COURT (N.), 2.

Plaint in, presentation, form and contents of . . . Act XVIII of 1873, ss. 104—111.

return or amendment of . . . Act XVIII of 1873, s. 112.

Production of documentary evidence in, and effect of non-production at prescribed time

Act XVIII of 1873, ss. 108, 109, 114, 134.

Summons to defendant in, form, contents, issue, service and costs of

Act XVIII of 1873, ss. 113—118.

Security and arrest before judgment. In what cases allowed and procedure for

Act XVIII of 1873, ss. 119—122, 165.

Compensation for, when without reasonable cause

Act XVIII of 1873, s. 123.

Procedure on default of one or both parties in, and ex-parte trial of

Act XVIII of 1873, ss. 124—128, 140.

Examination of parties and witnesses, production of evidence, framing of issues, and adjournments . . . Act XVIII of 1873, ss. 129—140, 144.

Parties to, when to appear personally, and when by agent . . . Act XVIII of 1873, ss. 141—143.

Local enquiries in, when and how to be made . . . Act XVIII of 1873, s. 145.

Payment into Court, effect of, on costs and interest . . . Act XVIII of 1873, ss. 146, 147.

**RENT SUITS (N.)—cont.****2. Procedure up to Judgment—cont.**

- Written statement when to be filed by defendant . . . . . Act XVIII of 1873, s. 131.  
 Interpleader claim in, how tried . . . . . Act XVIII of 1873, s. 148.  
 Judgment in, delivery, language and contents of . . . . . Act XVIII of 1873, ss. 150, 151.  
 Decree in, for ejectment, &c., may be conditional on non-payment of compensation within a month . . . . . Act XVIII of 1873, s. 149.  
*See also* CO-SHARRERS (N.); MANAGERS; REVENUE COURT (N).  
 Special rules regarding costs in . . . . . Act XVIII of 1873, ss. 125, 127, 128.  
 Costs in. *See* MUKHTARS; REVENUE AGENTS.

**3. Appeals and Review.**

- Appeal from decrees in, when allowed, limitation of time for and procedure on—  
     to Collector . . . . . Act XVIII of 1873, ss. 183—187.  
     to District or High Court, . . . . . Act XVIII of 1873, ss. 189—191.  
     when barred . . . . . Act XVIII of 1873, s. 182.  
 Review of judgment in, when allowed, and limitation of time for, . . . . . Act XVIII of 1873, s. 188.  
 Appeal from orders in execution of decree of, when allowed and to whom . . . . . Act XVIII of 1873, ss. 192, 194.  
     when barred . . . . . Act XVIII of 1873, s. 196.

**4. Execution of decree.**

- For ejectment . . . . . Act XVIII of 1873, s. 153.  
 For payment of money :—  
     by imprisonment in civil jail . . . . . Act XVIII of 1873, ss. 154, 163—167.  
     by attachment and sale of moveable property . . . . . Act XVIII of 1873, ss. 157, 168—170.  
     by attachment and sale of immoveable property other than mahāls . . . . . Act XVIII of 1873, ss. 171, 172.  
     by attachment and management, or sale of mahāls . . . . . Act XVIII of 1873, ss. 171, 173—177.  
 Special provisions regarding writ of . . . . . Act XVIII of 1873, ss. 156, 158, 159.  
 When to be immediate . . . . . Act XVIII of 1873, ss. 154, 156.  
 Notice when to issue before . . . . . Act XVIII of 1873, ss. 160, 161.  
 Application for, when to be oral and when written . . . . . Act XVIII of 1873, s. 156 (b).  
     limitation of time for . . . . . Act XVIII of 1873, s. 162.  
 Adjudication of claims to property attached in . . . . . Act XVIII of 1873, ss. 178—181.  
 Against surety before judgment . . . . . Act XVIII of 1873, s. 155.  
 Not to be enforced simultaneously against property and person, . . . . . Act XVIII of 1873, s. 156 (a).  
 Orders in, when open to revision by Commissioner of Division and Board of Revenue . . . . . Act XVIII of 1873, ss. 196, 197, 199.

**5. Special Rules in Non-Regulation Districts.**

- Triable summarily by Collector or as regular suits in civil court . . . . . Ben. Reg. VIII of 1831, ss. 3, 4, 10, 12.  
     . . . . . Act XVIII of 1867, s. 3.  
 Limitation of time, and stamps for . . . . . Ben. Reg. VIII of 1831, ss. 6—8.  
 Powers of Assistant Collectors and Tahsildārs as to trial of . . . . . Ben. Reg. VIII of 1831, ss. 13—21.  
 Transfer of, from revenue to civil courts and *vice versa* . . . . . Ben. Reg. VIII of 1831, ss. 14—17.

**RENT SUITS (O.).**

- |                                       |                         |
|---------------------------------------|-------------------------|
| 1. Jurisdiction as to, and nature of. | 3. Appeals.             |
| 2. Procedure up to Judgment.          | 4. Execution of decree. |

**1. Jurisdiction as to, and nature of.**

- Nature of, and jurisdiction of revenue courts as to . . . . . Act XIX of 1868, ss. 83—93.  
     . . . . . Act XXXII of 1871, s. 40.  
     . . . . . Act XIV of 1878, s. 1.

**2. Procedure up to Judgment.**

- Transfer and distribution of . . . . . Act XIX of 1868, ss. 96—98.  
 Revenue agents empowered to appear, plead and act in . . . . . Act XVIII of 1876, s. 26.





**RENT SUITS (O.)—cont.****2. Procedure up to Judgment—cont.**

- Limitation of time for . . . . . Act XIX of 1868, ss. 104—108.  
 Application of Code of Civil Procedure to trial of . . . . . Act XIX of 1868, s. 109.  
 . . . . . Act XVIII of 1876, s. 23, &c.  
 Plaintiff in, special particulars to be contained in . . . . . Act XIX of 1868, s. 110.  
 Interpleader claim in, as to right to receive rent, how disposed of . . . . . Act XIX of 1868, s. 111.  
 Summons to defendant in, to be for final disposal . . . . . Act XIX of 1868, s. 112.  
 Set-off when allowed, and effect of payment into court in . . . . . Act XIX of 1868, ss. 113—115.  
 Local enquiries in, when and how made . . . . . Act XIX of 1868, s. 117.  
 Dismissal of certain, in absence of written evidence of agreement . . . . . Act XIX of 1868, s. 116.  
 Decree in, for enhancement of rent or for lease or counterpart to contain special particulars . . . . . Act XIX of 1868, ss. 120, 122.

**3. Appeals.**

- When and to what courts allowed, and when barred . . . . . Act XIX of 1868, ss. 91—93, 95, 102.  
 Limitation of time for . . . . . Act XIX of 1868, s. 94.

**4. Execution of decree.**

- Limitation of time for . . . . . Act XIX of 1868, s. 118.  
 . . . . . Act XVIII of 1876, s. 24.  
 Immediate, when allowed . . . . . Act XIX of 1868, s. 119.  
 For delivery of papers and accounts, and for lease or counterpart, Act XIX of 1868, ss. 121, 123.  
 Against immoveable property, only on failure of satisfaction against moveables . . . . . Act XIX of 1868, s. 124.  
 . . . . . special rules regarding management on, Act XIX of 1868, s. 125.  
 Right of pre-emption of co-sharer and superior proprietor at sale in, . . . . . Act XIX of 1868, s. 128.  
*See also* JOINT UNDIVIDED ESTATE; UNDER-PROPRIETOR (O).

**RENT SUITS (C.).**

- Nature of, procedure in, and powers of officers for trial of . . . . . Act X of 1859.\*

**REPEAL.**

- Of laws by Governor General in Council . . . . . 24 & 25 Vic., c. 67, s. 22.  
 Of enactment, does not affect anything done, or offence committed, or fine incurred, or proceeding commenced thereunder . . . . . Act I of 1868, s. 6.  
 . . . . . Mad. Act I of 1867, s. 4.  
*See also* ACTS; BENGAL ACTS; BOMBAY ACTS; MADRAS ACTS; REVIVAL.

**REPORT.**

- Copy of. *See* COPY.  
*See* LAW REPORTS.

**REPRESENTATION"**

- Defined . . . . . 26 & 27 Vic., c. 57, s. 2.

**REPRESENTATIVE IN INTEREST.**

- Specific performance of contract when enforceable for or against, Act I of 1877, ss. 23 (b), 27 (b).  
 Instruments how far rectifiable for or against . . . . . Act I of 1877, s. 31.  
 Right of, to present document for registration . . . . . Act III of 1877, s. 32.

**REPRIEVK. *See* PARDON.****REPUTATION.**

- Forgery for the purpose of harming . . . . . Act XIV of 1860, s. 469.  
*See* CHARACTER.

**REPUTED THIEF. *See* ARREST, 2 (a); BOMBAY TOWN POLICE DISTRICT, 2; CALCUTTA POLICE DISTRICT, 2; CALCUTTA SUBURBAN POLICE DISTRICT, 2; HOWDAH STATION; MADRAS TOWN POLICE DISTRICT, 2; SECURITY FOR GOOD BEHAVIOUR.**

\* For details, see RENT SUITS (Hc.), 2.



**REQUESTS, COURTS OF.** *See* COURT OF REQUESTS; MILITARY COURTS OF REQUESTS.

**RES JUDICATA.**

Plea of, when and subject to what conditions admissible in civil courts

Act X of 1877, ss. 13, 14.

Act XII of 1879, s. 6.

Award by special court for trial of claims to waste lands sold, bar to subsequent suit on same cause of action or on a cause which existed prior to the date of sale

Act XXIII of 1863, s. 21.

Dismissal of suit for specific performance, bar to suit for compensation, Act I of 1877, s. 29.

Award of compensation by civil court for improper arrest or attachment or injunction before judgment, bar to suit for compensation on same ground Act X of 1877, ss. 491, 497.

*See* PENDING SUIT.

**REMISSION OF CONTRACT.**

Form of plaint in suit for . . . . . Act X of 1877, sch. IV, No. 99.

*See* CONTRACT, 7.

**RESCUE.**

Of prisoner of State or war . . . . . Act XLV of 1860, s. 130.

Of any person from lawful custody . . . . . Act XLV of 1860, s. 225.

**RESERVED FOREST.** *See* FORESTS, 1 (b).

**RESERVOIR.** *See* WATER.

**RESIDENCE IN INDIA.**

Authority for . . . . . 3 & 4 Wm. IV, c. 85, ss. 81—84.

For seven years, necessary for certain appointments . . . . . 24 & 25 Vic., c. 54, s. 3.

Required as qualification for Councillor . . . . . 33 Geo. III, c. 52, s. 25.

53 Geo. III, c. 155, s. 82.

**RESIDENT.** *See* ADEN; POLITICAL AGENT.

**RESIDUARY LEGATEE.**

How constituted and to what property entitled . . . . . Act X of 1865, ss. 89, 90.

Title of, to grant of administration in default of executor . . . . . Act X of 1865, s. 196.

Representative of, entitled to administration . . . . . Act X of 1865, s. 197.

*See* LEGACY.

**RESIGNATION.**

Of Governor General, Governor, Member of Council, or Commander-in-Chief,—

to be by deed . . . . . 33 Geo. III, c. 52, s. 37.

3 & 4 Wm. IV, c. 85, s. 79.

departure for Europe to be a . . . . . 3 & 4 Wm. IV, c. 85, s. 79.

Of Member of Council of India . . . . . 32 & 33 Vic., c. 97, ss. 1—6.

Of Additional Members of Legislative Council . . . . . 24 & 25 Vic., c. 67, ss. 12, 31.

**RESIN.** *See* COMBUSTIBLE MATTER; FOREST PRODUCE.

**RESISTANCE.** *See* OBSTRUCTION.

**RESPONDENT.**

Objection by, to decree, how, subject to what conditions, and in what form to be taken

Act X of 1877, s. 561.

Act XII of 1879, s. 86.

court-fee when, and to what amount leviable on, Act VII of 1870, s. 16.

*See also* APPEAL, 1 (c).

Notice to be given to, on appeal from acquittal. . . . . Act X of 1872, s. 279.

Act XI of 1874, s. 27.

Act IV of 1877, s. 173.

**RESPONDENTIA BOND.**

Stamp duty on, amount of . . . . . Act I of 1879, ss. 4, 5, sch. I, No. 55.

by whom payable . . . . . Act I of 1879, s. 29 (a).

**RESPONSIBILITY.**

Of Governor General, &c., making order with Council's consent . . . . . 33 Geo. III, c. 52, s. 48.





**REST HOUSE.** *See* DISTRICT CESSSES (Bu.); MUNICIPALITIES (Be.), 2.

**RESTITUTION OF CONJUGAL RIGHTS.**

Decree for, how enforceable . . . . . Act X of 1877, s. 260.  
Act XII of 1879, s. 38.

*See* MATRIMONIAL COURT.

**RESTORATION.**

Of servants dismissed by sentence of court . . . . . 13 Geo. III, c. 63, s. 35.  
33 Geo. III, c. 52, s. 69.  
51 Geo. III, c. 75, s. 4.

**RESTRAINT.**

Person under. *See* PRISONER.

**RETIRING ALLOWANCES.** *See* PENSIONS; SUPERANNUATIONS.

**RETURN TO INDIA.**

Of certain officers after five years' absence . . . . . 33 Geo. III, c. 52, s. 70.  
53 Geo. III, c. 155, s. 84.

**RETURNS.**

Of money raised by Secretary of State in Council on loan to be presented to Parliament  
22 Vic., c. 11, s. 11.  
22 & 23 Vic., c. 139, s. 14.  
23 & 24 Vic., c. 130, s. 14, &c.  
High Courts' power to call for. . . . . 24 & 25 Vic., c. 104, s. 15.

**RÉUNION.** *See* FRENCH COLONIES.

**REVENUE.**

Control of, vested in Governor General in Council . . . . . 21 & 22 Vic., c. 106, s. 39.  
To be received for and in name of Crown . . . . . 21 & 22 Vic., c. 106, s. 2.  
To be applied for purposes of Government of India . . . . . 21 & 22 Vic., c. 106, s. 2.  
Salaries of Secretary of State and Under Secretary and Members of Council of India, paid out of  
21 & 22 Vic., c. 106, ss. 6, 13.  
Charged with annuity to Red Sea and India Telegraph Company . . . . . 25 & 26 Vic., c. 39, s. 6.  
Expenditure of, subject to control of Secretary of State in Council . . . . . 21 & 22 Vic., c. 106, s. 41.  
Grant or appropriation of part of . . . . . 21 & 22 Vic., c. 106, s. 41.  
Dividend on Company's stock and debts, liabilities and expenses, charged on  
21 & 22 Vic., c. 106, s. 42.  
Remitted to Great Britain and monies arising there, to be paid to Secretary of State in  
Council . . . . . 21 & 22 Vic., c. 106, s. 43.  
Of India not applicable for military operations beyond frontiers . . . . . 21 & 22 Vic., c. 106, s. 55.  
Governor General's sanction requisite to introduction of measures affecting  
24 & 25 Vic., c. 67, ss. 19, 38.  
Governor General in Council to superintend Madras and Bombay as to collecting or applying  
33 Geo. III, c. 52, s. 40.  
Supreme Court at Fort William not to interfere with . . . . . 21 Geo. III, c. 70, s. 8.  
Recorders' courts at Madras and Bombay not to interfere with . . . . . 37 Geo. III, c. 142, s. 11.  
Suits concerning, not cognizable by Presidency Courts of Small Causes, Act IX of 1850, s. 25.  
by mufassal Courts of Small Causes unless judge specially  
empowered . . . . . Act XI of 1865, ss. 6, 52.  
Court-fee on application to deposit in Court . . . . . Act VII of 1870, s. 6, sch. II, No. 1 (b).  
Collection, &c., of, in scheduled districts. *See* SCHEDULED DISTRICTS.  
Alienated shares of, power of Government to prohibit levy of . . . . . Act XX of 1839.  
*See* BHUTAN DWARS; BOARD OF COMMISSIONERS FOR AFFAIRS OF INDIA; COUNCIL OF  
INDIA; DEBT OF INDIA; DEBTS; EAST INDIA COMPANY; LAND REVENUE; LUNA-  
TICS; PAY; SECRETARY OF STATE FOR INDIA IN COUNCIL, 3; SUPREME COURT, 2.

**REVENUE AGENTS.**

Rules for qualification, admission, suspension and dismissal of . . . . . Act XVIII of 1879, ss. 17, 37.  
Not to be appointed in Ajmer . . . . . Reg. III of 1877, s. 118.  
Grant, renewal and surrender of, and fees for certificates of  
Act XVIII of 1879, ss. 18, 25, 26, 33, 34.

**REVENUE AGENTS—cont.**

Enrolment and practising of . . . . . Act XVIII of 1879, s. 19.  
 Not to practise unless certified and enrolled . . . . . Act XVIII of 1879, ss. 20, 32.  
 Persons duly authorized may practise as, with sanction of chief controlling revenue authority  
 Act XVIII of 1879, s. 20.

Advocates, vakils, attorneys and pleaders empowered to act as . . . . . Act XVIII of 1879, ss. 4, 5, 8, 20.  
 Suspension or dismissal of, on condition of offence, or for unprofessional conduct and procedure  
 therefor . . . . . Act XVIII of 1879, ss. 21—24, 26, 33, 34, 39, 40.

*See also* **LEGAL PRACTITIONERS.**

Empowered to appear, plead and act in rent suits . . . . . (O.) Act XVIII of 1876, s. 26.  
 Empowered to plead in certain civil suits between landlord and tenant in Bengal  
 Act XVIII of 1879, s. 10.

Fees of, not to be charged as costs in rent suits unless certified by court  
 (N.) Act XVIII of 1873, s. 143.  
 Exemption of, from arrest while attending Court. *See* **ARREST**, 3 (a).

**REVENUE ARREARS.**

Sale, attachment, lease, or transfer for recovery of, limitation of time for suit to set aside  
 Act XV of 1877, s. 4, sch. II, Nos. 12, 15.  
 Money paid under protest for, suit to recover, limitation of time for  
 Act XV of 1877, s. 4, sch. II, No. 16.

*See* **DEMANDS RECOVERABLE, &c.; LAND REVENUE; PUBLIC DEMANDS.**

**REVENUE COMMISSIONER (Bo.).** *See* **COMMISSIONER OF DIVISION (Bo.), POLICE COMMISSIONER.**

**REVENUE COURT.**

Powers of, not interfered with by summary jurisdiction of magistrate in cases of disputed  
 possession . . . . . Act X of 1872, s. 535.  
 Court fee on application to, for copy. *See* **COPY.**  
 in suit under Rs. 50 in value

Act VII of 1870, s. 6, sch. II, No. 1 (a).  
 not specially provided for, Act VII of 1870, s. 6, sch. II, No. 1 (b).

Contempt of. *See* **CONTEMPT OF COURT.**

Errors of. *See* **COURT (Be. N.).**

*See also* **BENAMI PURCHASE; BOARD OF REVENUE; CHIEF CONTROLLING REVENUE  
 AUTHORITY; COLLECTOR OF DISTRICT; COMMISSIONER OF DIVISION; FALSE  
 EVIDENCE; FORGED DOCUMENTS; LAND REVENUE; MUHTARNAMA; REVENUE  
 OFFICER.**

**REVENUE COURT (Bo.).**

Jurisdiction of, to try summary suit for possession of land on application by dispossessed party  
 Act XVI of 1838, s. 1 (2).  
 Doubts as to jurisdiction of, how settled as against civil courts . . . . . Act XVI of 1838, ss. 2—4.  
 Act X of 1876, ss. 13, 14.  
 Proceedings in, as to matters cognizable by civil courts, how dealt with on appeal  
 Act XVI of 1838, s. 5.

*See* **MAMLATDAR'S COURT.**

**REVENUE COURT (Be.).**

Jurisdiction of, in suits arising out of exercise of powers of distraint for water rates  
 Ren. Act III of 1876, s. 90.

Procedure of, in trial of suits, &c. *See* **RENT SUITS (Be.), 2.**

*See* **COLLECTOR OF DISTRICT (Be.).**

**REVENUE COURT (N.).****1. Jurisdiction.****2. Procedure.****1. Jurisdiction.**

What officers included in . . . . . Act XIX of 1873, s. 3 (9).  
*See also* **ASSISTANT COLLECTOR (N.); BOARD OF REVENUE (N.); COLLECTOR (N.);  
 COMMISSIONER OF DIVISION (N.).**

General powers of Collector and Assistant Collector as . . . . . Act XIX of 1873, ss. 234—237.

Powers of Settlement and Assistant Settlement Officers as . . . . . Act XIX of 1873, ss. 238—240.

Conferral, variation, cancellation and continuance of powers of, Act XIX of 1873, ss. 17, 19, 21.





**REVENUE COURT (N.)—cont.****1. Jurisdiction—cont.**

- Jurisdiction of, in suits between landholders and their co-sharers and tenants  
     as to applications in disputes between landholders and tenants . . . Act XVIII of 1873, s. 93.  
     as to determining nature of tenure of tenants . . . Act XVIII of 1873, s. 95.  
     as to suits for recovery of local rates from co-sharers, tenants, &c. . . Act III of 1878, s. 16.  
     . . . Act VIII of 1879, s. 29.
- Suit in, by or against Court of Wards. *See* COURT OF WARDS (N.).
- Question as to jurisdiction of, to be referred to High Court . . . Act XVIII of 1873, s. 205.
- Objection to jurisdiction of, when taken on appeal, how dealt with . . . Act XVIII of 1873, ss. 206—208.
- To assist landholders in making distraint for rent . . . Act XVIII of 1873, s. 65.
- In regard to distress by landholder for rent. *See* DISTRESS FOR RENT, 2.
- Presumptions as to jurisdiction of. *See* QUIETING OF TITLES.
- See also* RENT APPLICATIONS (N.); RENT SUITS (N.).

**2. Procedure.**

- Special rules of limitation in . . . Act XVIII of 1873, ss. 201—203.
- Power of, to state special case for District Court, and procedure and costs thereof . . . Act XVIII of 1873, s. 204.
- Reference and withdrawal of cases in . . . Act XVIII of 1873, ss. 101, 102.  
     . . . Act XIX of 1873, s. 18.
- Power of Local Government to transfer suits from courts of Tarai District to any  
     Reg. IV of 1876, s. 4, sch., para. 86.
- Place of sitting of, and general rules for judicial proceeding in, . . . Act XIX of 1873, ss. 207, 219.
- In what place to be held, and to be open court . . . Act XVIII of 1873, s. 152.
- Power of, to issue summons to persons to give evidence or produce documents  
     Act XIX of 1873, ss. 208, 212.  
     . . . Act VIII of 1879, s. 25.
- Service of summons and notices issued by . . . Act XIX of 1873, ss. 209—211.
- Mode and language of record of evidence in . . . Act XIX of 1873, ss. 215—217.
- Decisions of, in absence of either party, power to make and how set aside  
     Act XIX of 1873, ss. 213, 214.  
     to be in writing and explained to parties . . . Act XIX of 1873, s. 218.  
     when held to be decisions of civil court . . . Act XIX of 1873, s. 114.
- Procedure of, in trial of rent suits. *See* RENT SUITS (N.).
- Power to make rules for guidance of . . . Act XVIII of 1873, s. 211.
- Rules regulating practice and procedure of, to be made by Board . . . Act XIX of 1873, s. 256.
- Reference by, to arbitration. *See* ARBITRATION, 3 (a) (b).
- Appeals from, in rent suits. *See* RENT SUITS (N.).  
     other proceedings . . . Act XIX of 1873, ss. 242—251.  
     trial of objections to partition raising question of title . . . Act XIX of 1873, ss. 113—115.
- See also* APPEAL, 3.
- Decisions of, when open to revision by Board . . . Act XIX of 1873, ss. 249, 253—255.
- Execution of decisions of . . . Act XIX of 1873, ss. 232, 233.  
     may be suspended by Appellate Court pending appeal . . . Act XIX of 1873, s. 251.
- Summary powers of, for punishment of contempt . . . Act XVIII of 1873, s. 92.  
     failure to report mutations of proprietary right . . . Act XIX of 1873, s. 100.
- See also* COMMISSIONER OF DIVISION (N.); BOARD OF REVENUE (N.); MUTATIONS OF NAMES (N.); REGISTER OF MUTATIONS (N.); TARA DISTRICT.

**REVENUE COURT (P.).**

- Disputes between landlord and tenant when cognizable by . . . Act XXVIII of 1868, s. 42.  
     . . . Reg. III of 1873, s. 42.
- Suits for recovery of local rates from co-sharers, tenants, &c., cognizable by . . . Act V of 1878, s. 12.



## REVENUE COURT (O.).

## 1. Jurisdiction.

## 2. Procedure.

## 1. Jurisdiction.

- Of the various grades of Courts, both Original and Appellate . Act XIX of 1868, ss. 84—93.  
 Act XXXII of 1871, s. 40.  
 Act XIV of 1878, s. 1.
- As to suits between landholders and their co-sharers, tenants, and agents . Act XIX of 1868, s. 83.
- As to suits for recovery of local rates from co-sharers, tenants, &c. . Act IV of 1878, ss. 6—8.
- As to claim for recovery of illegal cesses exacted by landholder on account of opium cultivation . Act XIII of 1857, s. 18.
- Summary, in respect of illegal dispossession from land . . . Act XIX of 1868, s. 102.
- In respect of, application for leave to deposit rent . . . Act XIX of 1868, ss. 14—17.  
 for division or appraisement of crops . . . Act XIX of 1868, ss. 30, 31.

## 2. Procedure.

- Place for sitting of . . . . . Act XIX of 1868, s. 103.
- Distribution of business of, and transfer of suits and appeals in, . Act XIX of 1868, ss. 96—98.  
 Act XXXII of 1871, s. 40.
- See also RENT SUITS (O.).*
- General direction and control of . . . . . Act XIX of 1868, s. 99.  
 Act XXXII of 1871, s. 40.
- Procedure of, in reference to trial of rent suits. *See RENT SUITS, (O.).*  
 in regard to distress by landholder for rent. *See DISTRESS FOR RENT, 2.*

## REVENUE COURTS (C.).

- Powers and procedure of, in trial of suits. *See PARTITION OF ESTATES (C.); RENT SUITS (C.).*
- Decisions of, when held decisions of civil court . . . . . Act XIX of 1863, s. 9.

## REVENUE-FREE LAND.

- Partition of. *See COMMISSION, 5; PARTITION OF ESTATES (N.), (O.).*
- Collector when to be appointed by civil courts Receiver of . . . . . Act X of 1877, s. 504.
- Liability of, to assessment of owner's water-rate for irrigation . . . Act VIII of 1873, s. 38.

REVENUE-FREE LANDS (Bo.). *See ALIENATED LANDS (Bo.); INAMS (Bo.).*

## REVENUE-FREE LANDS (Be.).

- |                                    |                                |
|------------------------------------|--------------------------------|
| 1. General.                        | 3. Held under Badshahi-grants. |
| 1. Held under Non-Badshahi grants. | 4. Resumption.                 |

## 1. General.

- Record of, to be made at time of settlement . . . . . Ben. Reg. VII of 1822, s. 9 (1).  
 Ben. Reg. IX of 1825, s. 7.
- Power of settlement officer to determine claims to, and make settlement on behalf of holders of, in mahals under settlement . . . . . Ben. Reg. VII of 1822, s. 17.
- Suits for rent due on account of. *See RENT SUITS (Be.).*
- Recovery by distraint of rent due on account of. *See LANDLORD AND TENANT (Be.).*
- Sale of, in proceedings for recovery of arrears validated . . . . . Ben. Act VII of 1868, s. 9.
- Liable to assessment of road cess . . . . . Ben. Act X of 1871, s. 3.
- Registers of. *See LAND REGISTERS (Be.).*

## 2. Held under non-Badshahi grants.

(a) *In Bengal, Behar and Orissa.*

- Grants made before 12th August 1765, and not subsequently rendered subject to payment of revenue declared valid, but not so as to extend life grants or grants for a term . . . . . Ben. Reg. XIX of 1793, ss. 12, 47.  
 Ben. Reg. XIV of 1825, s. 3 (8).
- Grants made between 12th August 1765, and 1st December 1790, and not confirmed:—  
 Declared invalid, except grants made by chiefs of provincial councils and small grants for religious or charitable uses . . . . . Ben. Reg. XIX of 1793, s. 3.  
 Ben. Reg. XIV of 1825, ss. 2, 4.





**REVENUE-FREE LANDS (Bc.)—cont.****2. Held under non-Badshahi grants—cont.****(a) In Bengal, Behar and Orissa—cont.**

Grants made between 12th August 1765, and 1st December 1790, and not confirmed:—

Grantees of, to retain proprietary right . . . Ben. Reg. XIX of 1793, s. 4.

To be permanently assessed according to size as dependent or independent taluqs and according to date of grant at half or full assessment

Ben. Reg. XIX of 1793, ss. 5—9.

To be settled with parties in possession as hereditary and transferable tenure

Ben. Reg. XIII of 1825, s. 4.

Resumable by proprietors, &c., only by suit in civil court

Ben. Reg. XIX of 1793, s. 11.

Grant made since 1st December 1790, declared void, not curable by prescription and resumable on application to Collector

Ben. Reg. XIX of 1793, s. 10.

Ben. Reg. IX of 1825, s. 8.

Ben. Reg. II of 1819, s. 3.

Act X of 1859, s. 28.

Grants made before 1st December 1790.—

Declared invalid if forged, or antedated, or altered . . . Ben. Reg. XIX of 1793, s. 17.

Transfer of, if hereditary allowed subject to necessity for registration

Ben. Reg. XIX of 1793, s. 20.

Compulsory registration of, and invalidity of, if unregistered within certain time

Ben. Reg. XIX of 1793, ss. 24—27.

Ben. Reg. VIII of 1800, s. 19.

Ben. Reg. III of 1828, s. 12.

Effect of registration of . . .

Ben. Reg. XIX of 1793, s. 28.

Grants made by superintendents of Bazi Zamin daftar valid

Ben. Reg. XIX of 1793, s. 48.

Rules regarding, not to apply to Bādshāhī grants

Ben. Reg. XIX of 1793, s. 49.

Suits by and against Government relating to grants of revenue how conducted

Ben. Reg. XIX of 1793, s. 15.

**(b) In Katak.**

Rules applying in Bengal applied in Katak subject to modifications

Ben. Reg. XII of 1805, s. 24.

Grants made before 14th October 1791, or confirmed or admitted by existing Government before 14th October 1803, and not subsequently rendered subject to payment of revenue declared valid, but not so as to extend life grants

Ben. Reg. XII of 1805, s. 18.

of less than ten bighás for religious or charitable purposes made before 14th October 1803, declared valid

Ben. Reg. XII of 1805, s. 18(7).

made after 14th October 1803, declared void unless duly confirmed

Ben. Reg. XII of 1805, ss. 19, 20.

Rules for assessment of resumed grants

Ben. Reg. XII of 1805, ss. 21, 22.

Compulsory registration of grants within certain period

Ben. Reg. XII of 1805, s. 23.

**3. Held under Badshahi grants.****(a) In Bengal, Behar and Orissa.**

Grants, not to be held valid unless corroborated by extraneous evidence

Ben. Reg. II of 1819, s. 28 (1).

made before 12th August 1765, and not subsequently rendered subject to payment of revenue declared valid but not so as to extend life-grants

Ben. Reg. XXXVII of 1793, s. 2.

Ben. Reg. XIV of 1825, s. 3 (5) (6).

made since 12th August 1765, and not confirmed, declared invalid

Ben. Reg. XXXVII of 1793, s. 3.

Ben. Reg. XIV of 1825, s. 2.

Resumption of grants not to affect proprietary right

Ben. Reg. XXXVII of 1793, s. 4.

to be made through civil courts

Ben. Reg. XXXVII of 1793, s. 1.

suits relating to, to be prosecuted and defended by Collector

Ben. Reg. XXXVII of 1793, s. 10.

permanent assessment of revenue on

Ben. Reg. XXXVII of 1793, s. 6.

Life-grants, jāgirs presumed to be

Ben. Reg. XXXVII of 1793, s. 15.

Ben. Reg. III of 1828, s. 12.

not transferable

Ben. Reg. XXXVII of 1793, s. 2 (5).

REVENUE-FREE LANDS (Be.)—*cont.*3. Held under Badshahi grants—*cont.*(a) *In Bengal, Behar and Orissa—cont.*

Life-grants, attachment of revenue by Collector on escheat of, Ben. Reg. XXXVII of 1793, s. 5.  
Hereditary tenures, Allamghá, Aima and Madadmásh grants presumed to be

transferable, subject to registration Ben. Reg. XXXVII of 1793, s. 15.  
Ben. Reg. XXXVII of 1793, s. 15.  
Forged, altered, or antedated grants declared invalid Ben. Reg. XXXVII of 1793, s. 12.  
Compulsory registration of, within certain time and invalidity of unregistered grants

Ben. Reg. XXXVII of 1793, ss. 19—22. | Ben. Reg. II of 1819, s. 28 (2).  
Ben. Reg. VIII of 1800, s. 19. | Ben. Reg. III of 1828, s. 12.  
Registration of, not to be considered as admission of right Ben. Reg. XXXVII of 1793, s. 23.

(b) *In Katak.*

Grants made before 14th October 1803 and not subsequently resumed declared valid, but not so  
as to extend life-grants Ben. Reg. XII of 1805, s. 26.  
since 14th October 1803, and not confirmed, declared invalid

Ben. Reg. XII of 1805 ss. 27, 28.  
Application of rules for Bengal subject to modifications Ben. Reg. XII of 1805, s. 25.  
Compulsory registration of grants within certain period Ben. Reg. XII of 1805, s. 29.

## 4. Resumption.

(a) *Liability to resumption.*

Right of Government to resume when held on invalid tenure Ben. Reg. I of 1793, s. 8 (3).  
Ben. Reg. II of 1793, s. 36.  
Held by Kánúngos, as such, liable to resumption Ben. Reg. V of 1810, ss. 5, 6.  
Ben. Reg. I of 1819, s. 4 (1).

Conditions of validity of grants made—

since annexation to British dominions Ben. Reg. XIV of 1825, s. 2.  
previous to annexation to British dominions Ben. Reg. XIV of 1825, s. 3.  
Uninterrupted enjoyment of, as descendible to heirs, at and since annexation to be conclusive  
proof of validity of grant Ben. Reg. XIV of 1825, s. 3 (1)—(4).

Power to settle with persons actually in possession of resumed lands instead of with zamindárs, &c.  
Ben. Reg. XIII of 1825, s. 5.

Claims by private individuals as to, cognizable by civil courts Ben. Act VII of 1862, s. 2.

Lands not included in decennial settlement, chars, alluvion lands, &c., liable to resumption and  
assessment Ben. Reg. II of 1819, ss. 3, 31.

Report of succession to, or transfer of, to be made to Collector, and effect of failure to report  
Ben. Reg. III of 1828, s. 11.

Unregistered grants to be resumed summarily Ben. Reg. III of 1828, s. 12.

See LAND REVENUE (Be.).

See also 2 & 3 above.

(b) *Enquiry with view to resumption.*

Power of Collector to make, with sanction of Board of Revenue, Ben. Reg. II of 1819, s. 5 (1).  
without sanction of Board where special commissioners have been  
appointed Ben. Reg. III of 1828, s. 4 (1).

Service of notice of, and issue of proclamation of Ben. Reg. II of 1819, ss. 5, 6.  
Ben. Reg. IX of 1825, s. 5 (2).

Nature of Ben. Reg. II of 1819, s. 7.

Survey or measurement of lands during Ben. Reg. II of 1819, s. 8.  
Ben. Reg. IX of 1825, s. 5 (3).

Attendance of parties, and production of accounts, how enforced on

Ben. Reg. II of 1819, ss. 9—14.  
Ben. Reg. IX of 1825, s. 5 (4) (5).

Procedure, summoning and examination of witnesses, and administration of oath on

Ben. Reg. II of 1819, ss. 15—19.  
Ben. Reg. IX of 1825, s. 5 (6) (7).

Collector making, to have powers of civil court and to hold court anywhere within district  
Ben. Reg. IX of 1825, s. 5 (9).

Final report by Collector on and decision by Board of Revenue

Ben. Reg. II of 1819, s. 21.





**REVENUE-FREE LANDS (Bc.)—cont.****4. Resumption—cont.****(b) Enquiry with view to resumption—cont.**

Final decision by Collector where special commissioners have been appointed

Ben. Reg. III of 1828, s. 4 (2).

Decision of Board of Revenue to be immediately carried into effect and land to be immediately resumed in default of security

Ben. Reg. II of 1819, ss. 22, 23.

Ben. Reg. III of 1828, ss. 4 (3), 10 (1) (2).

Ben. Reg. IX of 1825, s. 8.

Special powers and procedure of settlement officers as to

Ben. Reg. IX of 1825, ss. 5, 6.

Proceedings in, exempt from stamp duty when originated by Collector

Ben. Reg. IX of 1825, s. 5 (10).

Suit to contest decision of Board on :—

Limitation of time for

Ben. Reg. II of 1819, s. 24.

To be tried as regular appeals

Ben. Reg. III of 1828, s. 10 (3).

Appeal to High Court from decree in

Ben. Reg. II of 1819, s. 26.

Ben. Reg. XIV of 1825, s. 6.

Ben. Reg. III of 1828, s. 10 (4).

To be registered separately from other suits

Ben. Reg. III of 1828, s. 10 (5).

**(c) Special Commissioners for decision of appeals from orders in Resumption Cases.**

Appointment and jurisdiction of

Ben. Reg. III of 1828, ss. 2 (1) (2), 5.

Suspension of powers of Courts and Board of Revenue on appointment of

Ben. Reg. III of 1828, s. 2 (3)—(6).

Investiture of, with powers of Board of Revenue

Ben. Reg. III of 1828, s. 3.

Appeal to, by party or Board of Revenue. Institution of, and limitation of time for

Ben. Reg. III of 1828, s. 4 (2) (4).

Decisions of, final, subject to appeal to Privy Council,

Ben. Reg. III of 1828, s. 4 (5) (6).

Rules of procedure for, enforcement of process and decisions of,

Ben. Reg. III of 1828, s. 6.

Rules applied to ministerial officers attached to

Ben. Reg. III of 1828, s. 6 (5).

Power of, to prescribe rules for guidance of Collectors.

Ben. Reg. III of 1828, s. 6 (2).

Courts and Collectors bound to assist, and to examine witnesses and furnish information on requisition of

Ben. Reg. III of 1828, s. 7.

Periodical statements and reports to be furnished to Government by

Ben. Reg. III of 1828, s. 8.

**REVENUE FREE LANDS (N.).**

Defined

Act XIX of 1873, s. 3 (10).

Included in definition of mahál

Act XVIII of 1873, s. 3 (1).

Act XIX of 1873, s. 3 (1).

To be recorded by settlement officer

Act XIX of 1873, ss. 62 (d), 85.

Right of Government to resume, when held on invalid tenure

Ben. Reg. XXVII of 1795, s. 5 (3).

Resumption and assessment of, by settlement officer

Act XIX of 1873, ss. 86—89.

Annual enquiry into, resumption and assessment of, by Collector. &c.

Act XIX of 1873, ss. 103, 105.

Claims arising out of resumption and assessment of, not cognizable by civil courts

Act XIX of 1873, s. 241 (h).

Rules for partition and union of

Act XIX of 1873, s. 139.

Suits for arrears of revenue due to holders of, cognizable by revenue courts

Act XVIII of 1873, s. 93 (i).

**See RENT SUITS (N.).**

Local rates how assessable on

Act III of 1878, s. 4.

**See RECORD OF RIGHTS (N.).****REVENUE-FREE LANDS (P.).**

Rules regarding settlement of, on resumption

Act XXXIII of 1871, s. 41.

Local rates how assessable on

Act V of 1878, s. 3.

Succession to. See HAZÁRA DISTRICT; JÁGIRS (P.).

**REVENUE-FREE LANDS (O.).**

Defined

Act XVII of 1876, s. 2.



**REVENUE-FREE LANDS (O.)—cont.**

Maháls and district registers of, to be maintained . . . Act XVII of 1876, ss. 56 (e) (f), 58, 59.

*See* MUTATIONS OF NAMES (O.).

Resumption and assessment of, by settlement officer . . . Act XVII of 1876, s. 42.

Annual enquiry into, resumption and assessment of, by Deputy Commissioner

Act XVII of 1876, ss. 46, 50.

Application of Rent Act to . . . Act XIX of 1868, s. 3.

Rules for partition and union of . . . Act XVII of 1876, s. 99.

Suits for arrears of revenue by holders of, cognizable by revenue court

Act XIX of 1868, s. 83 (17) (18).

*See also* RENT SUITS (O.).

Local rates how assessable on . . . Act IV of 1878, s. 3.

**REVENUE-FREE LANDS (C.).**

Rules for partition of . . . Act XIX of 1863, s. 51.

Additional rates how assessable on . . . Act X of 1878, s. 2.

**REVENUE-FREE LANDS (Aj.).**

Invalidity of grants of, made otherwise than by Chief Commissioner . . . Reg. II of 1877, s. 37.

Power of Chief Commissioner to make and impose conditions on alienation of, succession to, and claims to maintenance from . . . Reg. II of 1877, ss. 38, 40.

Questions as to determination of grants of, to be disposed of, by Chief Commissioner

Reg. II of 1877, s. 39.

Investigation of claims to grants of . . . Reg. II of 1877, s. 110 (b).

Statement of, to be entered in Settlement Record . . . Reg. II of 1877, s. 65 (6).

**REVENUE JUDGE (Bo.).**

Chief Presidency Magistrate to be, jurisdiction and powers of, and appeals from

Bom. Act II of 1876, ss. 14, 15, 17, 18.

**REVENUE OFFICE.**

Advocates, Vakils, Attorneys and Pleaders entitled to practise in. *See* REVENUE AGENTS.

**REVENUE OFFICERS.**

When exempted from service as juror or assessor . . . Act X of 1872, s. 406.

May be invested with powers of excise officers . . . Act X of 1871, ss. 39, 46.

Ben. Act VII of 1878, ss. 41.

Sale by order of. *See* SALE.

*See also* ACCOUNT, BOUNDARIES; BOUNDARY MARKS; LAND REVENUE (M.), &c., 2;  
NATIVE OFFICERS: OPIUM; REVISION, 3.

**REVENUE OFFICERS (M.).**

Empowered to summon persons to appear or produce documents for any authorized enquiry

Mad. Act III of 1880, s. 1.

Mad. Act IV of 1871, s. 43.

Subordination of, to Board of Revenue . . . Mad. Reg. I of 1803, ss. 4, 5, 31, 33.

Mad. Reg. II of 1803, ss. 5, 6.

**REVENUE OFFICERS (Bo.).**

1. Appointment, Duties, and Punishment of. | 3. General Powers and Procedure.

2. Suits against or by reason of acts of. | 4. Appeal from, and Revision of Proceedings of.

**1. Appointment, Duties and Punishment of.**

Appointment, general duties and powers, establishments and seals of

Bom. Act V of 1879, ss. 4—22, 214 (a).

*See also* ASSISTANT COLLECTOR (Bo.); COLLECTOR (Bo.); COMMISSIONER OF DIVISION

(Bo.); DEPUTY COLLECTOR (Bo.); MAHALKARI; MAMLATDAR.

Power to appoint to two or more offices, and to invest with powers of higher officer

Bom. Act VI of 1879, s. 19.

Acting, to exercise all powers of substantive holder . . . Bom. Act V of 1879, s. 20.

Prohibited from trading, purchasing at public sale, or being concerned in public revenue without express permission . . . Bom. Act V of 1879, s. 31.

making private use of public property, or making exactions, or receiving present,  
Bom. Act V of 1879, s. 31.





**REVENUE OFFICERS (Bo.)—cont.****1. Appointment, duties and punishment of—cont.**

- Security to be furnished by, and powers of Collector and Superintendent of Survey for recovery of money, papers, &c., from . . . . . Bom. Act V of 1879, ss. 23-30.  
 Heirs, how far liable for default of . . . . . Bom. Act V of 1879, s. 29.  
 Liability of sureties of, duration and extent of . . . . Bom. Act V of 1879, ss. 27-30.  
 Absconding, not entitled to sue Collector for damages on account of proceedings for recovery of papers or money . . . . . Act X of 1876, s. 6.  
 Punishment, suspension and dismissal of, powers for, and appeals as to . . . . Bom. Act V of 1879, ss. 32-36, 214 (b).  
 Departmental punishment or prosecution of, no bar to civil remedies . . . . Act X of 1876, s. 7.  
 Power to make rules for guidance of . . . . . Bom. Act V of 1879, ss. 214, 215.  
 Subordination of, to superior officers . . . . . Bom. Act V of 1879, s. 188.

**2. Suits against, or by reason of acts of.**

- Protected from civil suit for damages, on account of *bonâ fide* official act, . . . Act X of 1876, s. 6.  
 To answer in suits against them for acts done by order of superior authority . . . Act X of 1876, s. 8.  
 Suits against, triable in what court and privileges of Government in . . . . Act X of 1876, ss. 15, 16.  
 Suit against Government on account of act or omission of, when to lie, . . . Act X of 1876, s. 11.

**3. General powers and procedure.**

- Powers of, to summon, and manner of recording evidence of witnesses before . . Bom. Act V of 1879, ss. 189, 197, 201.  
 Judgment of, manner of record, and grant of copies of . . . . . Bom. Act V of 1879, ss. 193, 194, 198, 201.  
 Service of notices and summons issued by . . . . Bom. Act V of 1879, ss. 190, 191.  
 Powers of, for entry, inspection of, and eviction from, land, Bom. Act V of 1879, ss. 200, 202.  
 for summary punishment of obstruction . . . . Bom. Act V of 1879, s. 202.  
 Bound to assist âbkâri officers . . . . . Bom. Act V of 1878, ss. 39, 52.  
 Powers of, for seizure, search, &c., for contraband salt. See SALT (Bo.), 2.  
 See TRADE LICENSES.

**4. Appeal from and revision of proceedings of.**

- When, to whom, and within what time to lie, . . . . Act X of 1876, ss. 9, 10.  
 Bom. Act V of 1879, ss. 35, 203-208, 212, 214 (h).  
 Powers of appellate authorities to reverse, annul, modify, confirm, or suspend execution of decisions of . . . . Bom. Act V of 1879, ss. 209, 210.  
 Powers of revision of proceedings of . . . . Bom. Act V of 1879, ss. 211, 212.  
 Power of Government to refer questions arising before to decision of High Court. . . Act X of 1876, ss. 12, 14.

**REVENUE OFFICERS (Be.).**

- General powers of. See RENT SUITS (Be.); REVENUE COURT (Be.).  
 Appellate powers of, in rent suits when specially empowered . . . Ben. Act IV of 1867, s. 7.  
 See COLLECTOR OF DISTRICT (Be.); DEPUTY COLLECTOR (Be., N.); REVENUE SURVEY.

**REVENUE OFFICERS (N.).**

- Subordination of, to Commissioner, Collector and Assistant Collector in charge of a subdivision . . Act XIX of 1873, ss. 11, 13, 16.  
 Ministerial, to be appointed under rules made by Board . . . Act XIX of 1873, s. 257 (d).  
 See RENT APPLICATIONS; RENT SUITS (N.); REVENUE COURT (N.).

**REVENUE OFFICERS (P.).**

- Rules for conduct of proceedings of . . . . . Act XXXIII of 1871, ss. 65, 66.  
 Appeals from, and revision of proceedings of, in what cases, and to or by whom allowed . . Act XXXIII of 1871, ss. 65, 66 (2).  
 Powers of, as to enforcement of erection and repair of boundary marks . . . Act XXXIII of 1871, s. 22,  
 See REVENUE COURT (P.).

**REVENUE OFFICERS (O.).**

- Defined . . . . . Act XVII of 1876, s. 2.
- Subordination of, to Commissioner, Deputy Commissioner, and Assistant Commissioner in charge of subdivision . . . . . Act XVII of 1876, ss. 4, 5, 8.
- General powers of . . . . . Act XVII of 1876, ss. 178—183.
- Place for holding court of . . . . . Act XVII of 1876, s. 216.
- Powers of, as to summoning witnesses and causing production of documentary evidence . . . . . Act XVII of 1876, s. 217.
- Method of conducting proceedings of . . . . . Act XVII of 1876, s. 218.
- Transfer to, and withdrawal from, of cases . . . . . Act XVII of 1876, s. 10.
- Reference to arbitration by. *See* ARBITRATION, 3.
- Appeal from decisions of, in miscellaneous proceedings . . . . . Act XVII of 1876, ss. 184—189.
- See also* APPEAL 3.
- No appeal from decision of, in accordance with award of arbitrators, . . . . . Act XVII of 1876, s. 202.
- Revision of proceedings of . . . . . Act XVII of 1876, s. 190.

**REVENUE OFFICERS (Bu.).**

- Definition of . . . . . Act II of 1876, s. 3 (b).
  - Claims relating to rights to land and status of landholder when cognizable by . . . . . Act II of 1876, ss. 5, 9, 10, 13—17.
  - Powers of, in relation to land relinquished by landholder . . . . . Act II of 1876, ss. 12, &c.
  - in reference to assessment of land revenue and settlement. *See* LAND REVENUE (Bu.), 1; SETTLEMENT (Bu.), 1.
  - for recovery of arrears of revenue . . . . . Act II of 1876, ss. 43—51.
  - Proceedings for recovery of collections from defaulting, or their sureties, Act II of 1876, ss. 52, 53.
  - Appeals from, and review of decisions of, when allowed . . . . . Act II of 1876, s. 55.
  - Additional powers specially conferable on . . . . . Act II of 1880, s. 23.
  - Rules for guidance of, power to make, publication of, and penalty for breach of: . . . . . Act II of 1876, s. 57.
  - . . . . . Act II of 1876, ss. 58—61.
- See* BOUNDARY MARKS ; DEMARCATION OF BOUNDARIES (Bu.); RURAL POLICE (Bu.).

**REVENUE OFFICERS (Aj.).**

- Definition of . . . . . Reg. II of 1877, s. 2.
- Investigation of charges of misconduct of . . . . . Reg. II of 1877, s. 110 (e).
- Powers of, for collection of land revenue . . . . . Reg. II of 1877, s. 77.
- See also* COLLECTOR OF DISTRICT (Aj.).
- fixing rent of occupancy tenants . . . . . Reg. II of 1877, ss. 41—46.
- dividing or appraising crop when rent is so payable . . . . . Reg. II of 1877, ss. 48—51.
- to assist landlord to eject tenant . . . . . Reg. II of 1877, s. 53.
- Special powers which may be conferred on . . . . . Reg. II of 1877, s. 107.
- Power of Chief Commissioner to revise orders of . . . . . Reg. II of 1877, s. 109.
- Appeals from decisions of, when and within what period allowed, Reg. II of 1877, ss. 114—117.
- Costs of proceedings before . . . . . Reg. II of 1877, s. 110 (f).

**REVENUE PATEL (Bo.).**

- Ordinarily to be police patel . . . . . Bom. Act VIII of 1867, s. 5 (i).

**REVENUE-PAYING LAND.**

- Power of civil court to give immediate possession of, with or without security, to party paying revenue to prevent sale . . . . . Act X of 1877, s. 501.
- Collector when to be appointed by civil court Receiver of . . . . . Act X of 1877, s. 504.

**REVENUE RECORDS (N.).**

- Open to public inspection, and fees therefor . . . . . Act XIX of 1873, s. 106.

**REVENUE RECORDS (O.).**

- Superintendents of. *See* KANUNGOS (O.).

**REVENUE REGISTER.**

- Court-fee on plaint, &c., in suit to cancel or alter entry in . . . . . Act VII of 1870, s. 6 sch. II, No. 17 ii.





**REVENUE REGISTERS AND LISTS (O.).**

- Form and contents of . . . . . Act XVII of 1876, s. 220 (*f*).
- Nature, form, preparation, maintenance, and correction of . . . Act XVII of 1876, ss. 56—59.
- Changes in. *See* MUTATIONS OF NAMES (O.).
- Open to public inspection and fees therefor . . . . . Act XVII of 1876, s. 67.

**REVENUE ROLL (Be.).**

- Registration of lands on. *See* LAND REGISTERS (Be.).

**REVENUE SETTLEMENT (M.).**

- Settlement officer, powers of, in relation to fixing boundaries and boundary marks.
- Director of, appellate and controlling powers of . . . . . Act XXVIII of 1860, ss. 2, 26, 31.
- Deputy Director of, powers of . . . . . Act XXVIII of 1860, s. 31.
- Officers of, subject to provisions of Regulations IX of 1822 & XII of 1828.
- Act XXVIII of 1860, s. 32.

*See* BOUNDARY MARKS.

**REVENUE SURVEY (Bo.).**

- Power of Government to direct, revise, and control in village, town or city. Bom. Act V of 1879, ss. 95, 106.
- Officers of, appointment, duties, and powers of . . . Bom. Act of V 1879, ss. 18, 21, 214 (*a*).
- General rules for conduct of . . . . . Bom. Act V of 1879, s. 214.
- Notification of, claims relating to effect or validity of, excepted from jurisdiction of civil court Act X of 1876, s. 4 (*b*).
- Record of, claims against Government to make, alter or omit, entries in, excepted from jurisdiction of civil court . . . . . Act X of 1876, ss. 4 (*l*), 5.
- Service, attendance, and assistance of landholders for, and recovery of certain expenses of Bom. Act V of 1879, ss. 96, 97.
- Survey numbers, subdivision, minimum size of, and provisions regarding recognized shares of Bom. Act V of 1879, ss. 98, 99, 113, 115, 116.
- Fixing of assessment at. *See* LAND REVENUE (Bo.), 1.
- See also* SETTLEMENT REGISTER (Bo.).

**REVENUE SURVEY (Bo.).**

- Powers of Collectors and Deputy Collectors for entry on land and for making, including demarcation of boundaries . . . . . Ben. Act V of 1875, ss. 1—10.
- Maps and papers made in course of, how far binding, and objections to, how decided Ben. Act V of 1875, ss. 11—13.
- Service of notice in, and irregularity of, proceedings for . . . Ben. Act V of 1875, ss. 48, 49.
- Power of Collector to enforce attendance of witnesses and parties in course of Ben. Act V of 1875, ss. 50, 51.
- Appeal to and supervision by Collector, Commissioner and Board of Revenue as to proceedings for . . . . . Ben. Act V of 1875, ss. 4, 51, 58—61.
- Board of Revenue empowered to make rules regarding . . . . . Ben. Act V of 1875, s. 63.
- Superintendent of Survey, appointment and powers of, Ben. Act V of 1875, ss. 4, 58—61, &c.

**REVENUE SURVEY (N. O.).**

- General powers of officers making . . . . . (N.) Act XIX of 1873, s. 41.
- (O.) Act XVII of 1876, s. 24.

**REVERSIONER.**

- May obtain order for production of tenant for life . . . . . 6 Anne, c. 72, s. 1.
- When entitled to specifically enforce contract entered into with predecessor in title Act I of 1877, ss. 23 (*e*) (*f*).
- Suit by, for possession, limitation of time for . . . . . Act XV of 1877, s. 4 sch. II, No. 140.
- See* PRESCRIPTION.

**REVIEW. *See* COPYRIGHT.**

**REVIEW OF JUDGMENT.**

**1. Civil.**

**2. Revenue and Miscellaneous.**

**1. Civil.**

- By Privy Council or House of Lords of opinion under Act for the more certain ascertainment of the law . . . . . 22 & 23 Vic., c. 63, s. 4.



**REVIEW OF JUDGMENT—cont.****1. Civil—cont.**

None allowed, in summary suit for possession of immoveable property . . . Act I of 1877, s. 9.  
 in respect of order passed on review . . . Act X of 1877, s. 629.

## Application for:—

In what cases, on what grounds, to whom and in what form to be made

Court-fee on, amount of . . . Act X of 1877, ss. 623—625, 627.  
 refund of part of, in what cases . . . Act VII of 1870, s. 6, sch. I, Nos. 3, 4.  
 . . . Act VII of 1870, s. 14, 15.  
 . . . Act XX of 1870, s. 1.

Limitation of time for, period of . . . Act XV of 1877, s. 4, sch. II, Nos. 162, 173.  
 time to be excluded in computing . . . Act XV of 1877, s. 12.  
 extension of, on sufficient cause being shown, . . . Act XV of 1877, s. 5.

Orders for rejection or admission of, how far final, and how and when appealable  
 . . . Act X of 1877, ss. 626—629, sch. IV, No. 178.  
 . . . Act XV of 1877, sch. II, No. 160.

Registration of, on admission . . . Act X of 1877, s. 629.

**2. Revenue and Miscellaneous.**

Of decisions of Board of Revenue, how and by whom granted, . . . Ben. Reg. III of 1822, s. 5 (6).  
 . . . (N.) Act XIX of 1873, s. 9.

In rent suits. *See* RENT SUITS.

Of assessment of municipal taxation, application for, and procedure on  
 . . . Ben. Act V of 1876, ss. 104—107.

**REVISION.****1. In Criminal Cases. | 2. Of Civil Proceedings. | 3. Of Revenue Proceedings.****1. In Criminal Cases.***(a) By High Court.**(i) Of Proceedings of Mufassal Courts.*

Only Judicial Proceedings open to . . . Act X of 1872, s. 297.  
 Proceedings of Cantonment Magistrates in trial of breach of Cantonment Rules open to . . . Act III of 1880, s. 28.

Appellate judgment open to . . . Act X of 1872, s. 285.  
 Powers of High Court as to . . . Act X of 1872, ss. 297—300.  
 . . . Act XI of 1874, ss. 30, 31.

Only irregularities causing failure of justice form ground for, . . . Act X of 1872, ss. 283, 300, 451.

Delay in payment of compensation by Court whose decision is open to, . . . Act X of 1872, s. 308.  
 execution of sentence of whipping in addition to imprisonment passed by Court whose  
 sentence is open to . . . Act X of 1872, s. 308.

Court of, not bound to hear parties . . . Act X of 1872, s. 297.  
 procedure on Judges of, being equally divided in opinion . . . Act X of 1872, s. 271 B.

empowered to alter or reverse order regarding disposal of property . . . Act XI of 1874, s. 22.

set aside conviction on evidence recorded by two different Magistrates . . . Act X of 1872, s. 419.

direct offer or withdrawal of pardon to accused . . . Act X of 1872, s. 328.

award compensation . . . Act X of 1872, ss. 348, 349.  
 . . . Act X of 1872, s. 308.

Execution of order on . . . Act X of 1872, s. 299.

*(ii) Of Proceedings of Presidency Magistrates.*

Powers as to . . . Act X of 1875, s. 147.

Application for. Limitation of time for . . . Act IV of 1877, s. 167.

Notice of, to be given to Government Prosecutor . . . Act IV of 1877, s. 181.

Order on, within what time to be passed . . . Act IV of 1877, s. 181.

Power of Presidency Magistrate to submit supplementary record of reasons  
 on . . . Act IV of 1877, s. 182.





**REVISION—cont.****1. In Criminal Cases—cont.***(b) By other Courts.*

Of sentence of whipping, wholly or partially unexecuted . . . . . Act X of 1872, s. 313.  
 . . . . . Act X of 1875, s. 108.  
 . . . . . Act IV of 1877, s. 191.

General powers of Court of Session and Magistrate of District as to

Act X of 1872, ss. 296, 298.

Act XI of 1874, ss. 29, 31.

Act III of 1880, s. 28.

By Court of Session, of order of Magistrate regarding bail . . . . . Act X of 1872, s. 390.

Powers of Magistrate of District as to, in case of conviction on evidence recorded by different magistrates . . . . . Act X of 1872, s. 328.

and Presidency Magistrates as to, of orders for furnishing security for keeping the peace

Act X of 1872, s. 500.

Act IV of 1877, s. 225.

in cases of demand of security for good behaviour

Act X of 1872, s. 511.

Act IV of 1877, s. 225.

By Magistrate of district, of orders for recovery of penalties on forfeiture of recognizances

Act X of 1872, s. 398.

Of order prohibiting certain nuisances by magistrate issuing, or his successor

Act X of 1872, s. 518.

**2. Of Civil Proceedings.**

Powers of High Court as to—

generally . . . . . Act X of 1877, s. 622.

Act XII of 1879, s. 92.

in British Burma . . . . . Act XVII of 1875, s. 34.

in Ajmer . . . . . Reg. III of 1876, s. 14 (c).

Of decisions as to sufficiency of stamps on documents . . . . . Act I of 1879, s. 50.

See VILLAGE MUNSIFS (Bo.).

**3. Of Revenue Proceedings.**

Generally Ben. Act VIII of 1865, s. 14.

(N.) Act XIX of 1873, ss. 249, 253—255.

(P.) Act XXXIII of 1871, s. 65.

(O.) Act XVII of 1876, s. 190.

Of order relating to assessment or collection of local rates . . . . . (N.) Act III of 1878, s. 17.

(O.) Act IV of 1878, s. 9.

Of orders of customs officers awarding penalties, &c. . . . . Act VIII of 1878, ss. 188, 190, 191.

Of decisions as to sufficiency of stamps on documents . . . . . Act I of 1879, s. 50.

See RENT SUITS; REVENUE COURT; REVENUE OFFICER.

**REVIVAL.**

Of repealed enactment must be express

Mad. Act I of 1867, s. 3.

Ben. Act V of 1867, s. 2.

Act I of 1868, s. 3 (1).

Bom. Act X of 1866, s. 2.

**REVOCABLE CONVEYANCES.**

Of lands afterwards sold for good consideration . . . . . 27 Eliz., c. 4.

**REWARD.**

Right of finder of goods to sue for specific, offered . . . . . Act IX of 1872, s. 168.

See ABKARI; COFFEE; EXCISE; FORESTS, 4; GAMING HOUSE; INFORMERS; INOCULATION;  
 MILITARY CANTONMENTS, 6; OPIUM; PRISONERS (N., &c.); SALT (M., &c.); STONE  
 QUARRIES.

**RICE.**

Levy of river customs duty on exportation of . . . . . (Bu.) Act XXX of 1854, s. 9, sch.

Prohibition of inland trade in . . . . . 33 Geo. III, c. 52, s. 137.

**RIDING. See PUBLIC WAY.**

**RIGHT.**

- Public.** Judgment admissible as evidence of . . . . . Act I of 1872, s. 42.  
 Opinion as to, when admissible in evidence . . . . . Act I of 1872, s. 48.  
 Statement of opinion as to, when admissible in evidence . . . Act I of 1872, s. 32 (4).  
 Facts admissible in evidence in suit relating to . . . . . Act I of 1872, s. 13.  
 Periodically recurring, limitation of time for suit to establish  
     Act XV of 1877, s. 4, sch. II, No. 131.  
 Statement in will or deed creating or denying, when relevant between third parties  
     Act I of 1872, s. 32 (7).  
**Private.** All persons interested in, bound by decision of suit by one person *bond fide* litigating  
     for all . . . . . Act X of 1877, s. 13 expln. V.  
*See DAMAGES; DECLARATORY DECREE; MAINTENANCE; PERSONAL SERVICE.*

**RIGHT OF OCCUPANCY.**

- Court-fee on plaint or appeal in suit to disprove or establish  
     Act VII of 1870, s. 6 sch. II, No. 5.  
 Tenant having, enhancement of rent of, valuation (for purposes of court-fee) of suits for  
     Act VII of 1870, s. 7, xi (b).

*See LANDLORD AND TENANT.***RIGHT OF OCCUPANCY (Bo.).**

- Disposal of, by Government, extent and conditions of, Bom. Act V of 1879, ss. 62—65, 68, 130.  
 Transferable and heritable, and procedure on transfer of, by order of court or death of registered  
     occupant . . . . . Bom. Act V of 1879, ss. 70—73.  
 Relinquishment of, absolutely or in favour of specified person, procedure for, effect of, and  
     division of land revenue on . . . . . Bom. Act V of 1879, ss. 74—79, 82, 99, 104.  
 Provisions regarding, applicable to occupants in alienated lands on special extension  
     Bom. Act V of 1879, ss. 216, 217.

**RIGHT OF REDEMPTION.** *See MORTGAGOR AND MORTGAGEE (Bo., &c.); REDEMPTION, &c.***RIGHT OF WAY.**

- Reservation of, to new holder of relinquished occupancy . . . Bom. Act V of 1879, s. 77.  
*See DISPUTED POSSESSION; FORESTS, I; PRESCRIPTION; STATE FORESTS.*

**RIGHT TO BEGIN.**

- Rules as to, in civil suits . . . . . Act X of 1877, s. 179.  
 Party having, entitled to reply . . . . . Act X of 1877, s. 180.  
*See APPELLANT, I.*

**RIGHT TO SUE.**

- Barred under old Limitation Act not revived by new Limitation Act . . Act XV of 1877, s. 2.  
 Not liable to attachment in execution . . . . . Act X of 1877, s. 266.  
*See CAUSE OF ACTION.*

**RIOTING.**

- Definition of . . . . . Act XLV of 1860, ss. 141, 146.  
 Punishment of . . . . . Act XLV of 1860, ss. 147, 148, 152, 153.  
 Liability of person for whose benefit or on whose land riot is committed  
     Act XIV of 1860, ss. 154—156.  
 Penalty for harbouring, or hiring, or being hired as rioters . . Act XLV of 1860, ss. 157, 158.  
 Security for keeping the peace demandable on conviction of . . . Act X of 1872, s. 489.  
     Act X of 1875, s. 140.  
     Act IV of 1877, s. 208.  
 Power to issue order prohibiting act likely to cause . . . . Act X of 1872, s. 518.  
 Public bound to aid in suppressing . . . . . Act X of 1872, ss. 91, 481.  
     Act IV of 1877, s. 247.  
     Bom. Act VII of 1867, s. 18.  
 Enrolment of special police on occurrence or apprehension of . . Act V of 1861, ss. 17—19.  
     Act XXIV of 1859, s. 16.  
 Burma Rural Police bound to give information of disputes likely to occasion  
     Act II of 1880, ss. 14, 15.  
*See INTOXICATING DRUGS; INTOXICATING LIQUORS; UNLAWFUL ASSEMBLY.*

**rites.** *See RELIGION.*

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**RIVER.**

Powers of Magistrates of Districts and Deputy Commissioners as to removal of obstructions in  
 (Be., N.) Reg. XI of 1825, s. 5.  
 (O.) Act XVIII of 1876, s. 3 sch.  
 (C.) Act XX of 1875, s. 3 sch.

*See also GANGES.*

*See* ALLUVION AND DILUVION; DRAINAGE WORK; EMBANKMENTS; FERRIES; FORCED  
 LABOUR; LAND (Bo.); NAVIGABLE CHANNEL; PORTS; ROAD-CESS (Be.) 2, 3;  
 WATER.

**RIVER CUSTOMS.**

Power to levy, rate of, and exemptions from duty on importation or exportation by river to or  
 from British Burmah . . . . . Act XXX of 1854, ss. 6—10.

Act XIII of 1873.

Levy of duty on timber floated into British territory . . . . . Act XIII of 1873.

Power to discontinue and re-impose duties levied at Thayetmyo and Tounghoo

Act IV of 1863, s. 3.

Act XII of 1864.

**RIVER POLICE.** *See* RANGOON PORT COMMISSIONERS.

**ROADS.**

Right of Government to . . . . . Rom. Act V of 1879, s. 37.

Application of local fund to construction and maintenance of

(N.) Act III of 1878, s. 11 (c) (1).

(P.) Act V of 1878, s. 7 (1).

(O.) Act IV of 1878, s. 11 (c) (1).

(Bu.) Act II of 1880, s. 9 (c).

Damage to, by cattle. *See* CATTLE; POUNDS.

*See* CANAL AND FERRY FUND; FERRIES; LOCAL FUND (Bo.); MUNICIPALITIES (M.), &c.,  
 2, 4; PUBLIC HIGHWAYS; ROAD CESS (Be.) 2, 3; TOLLS.

**ROAD CESS (Be.).**

1. Cesses

2. Committees.

3. District Fund.

**1. Cesses.***(a) General provisions.*

Liability of all immoveable property to payment of . . . . . Ben. Act X of 1871, ss. 3, 4.

Annual rate of, how settled and published . . . . . Ben. Act X of 1871, ss. 74, 75.

Year for levy of, how fixed . . . . . Ben. Act X of 1871, s. 2.

Duration of, valuations for purposes of . . . . . Ben. Act X of 1871, ss. 91—93.

Returns relating to, how far admissible as evidence . . . . . Ben. Act X of 1871, s. 94.

Service of notices relating to, and costs thereof . . . . . Ben. Act X of 1871, ss. 95, 96.

Power of Lieutenant-Governor to prescribe general rules and forms for matters relating to  
 Ben. Act X of 1871, s. 97.

Valuation and collection by punchayats and assessors, subject to appeal to Collector

Ben. Act X of 1871, ss. 41—48.

*(b) Cess on land.*

Power of Collector to enforce returns of valuation for purposes of assessment of

Ben. Act X of 1871, ss. 5—19.

payment of . . . . . Ben. Act X of 1871, ss. 21—27.

Landlords how and to what extent entitled to recover from tenants

Ben. Act X of 1871, ss. 21, 24, 25.

Maximum rate of . . . . . Ben. Act X of 1871, s. 20.

Annual value for purposes of assessment of, how calculated . . . . . Ben. Act X of 1871, ss. 3, 8, 9.

*(c) Cess on houses and buildings.*

Maximum rate of . . . . . Ben. Act X of 1871, s. 38 sch. E.

Payable by occupier, with reservation of right to deduct half from rent

Ben. Act X of 1871, s. 39.

Exemptions from . . . . . Ben. Act X of 1871, s. 40.

*(d) Cess on railways, tramways, quarries and mines, &c.*

Power of Collector to enforce returns of valuation for purposes of assessment of

Ben. Act X of 1871, ss. 29—35.

payment of . . . . . Ben. Act X of 1871, ss. 36, 37.



**ROAD CESS (Be.)—cont.****1. Cesses—cont.***(d) Cess on railways, tramways, quarries and mines, &c.—cont.*

- Owner and occupier in what proportion liable for, as against each other Ben. Act X of 1871, s. 35.  
 Maximum rate of Ben. Act X of 1871, s. 28.  
 Determination of proportion of, and distribution between different districts Ben. Act X of 1871, ss. 30, 35, 37.

*See PUBLIC WORKS CESS.*

**2. Committees.***(a) District Committee.*

- Constitution of, and appointment, qualification, discharge, and removal of members of Ben. Act X of 1871, ss. 49, 50, 97.  
 Appointment and maximum proportion of official members of, Ben. Act X of 1871, s. 52.  
 Chairman and Vice-Chairman of, and general rules regarding transaction of business of Ben. Act X of 1871, ss. 53—63.  
 Commissioner of Division to control and superintend operations of Ben. Act X of 1871, ss. 62, 67, 71, 80.  
 Appointment of engineers, clerks, and servants by Ben. Act X of 1871, s. 64.  
 Penalty on members and officers being concerned in contracts with, Ben. Act X of 1871, s. 65.  
 Statements of roads, bridges, rivers, khāls, canals brought under Act to be prepared by Ben. Act X of 1871, ss. 66—68.  
 Powers and duties of, as to framing estimates, keeping accounts of income and expenditure, and submitting reports Ben. Act X of 1871, ss. 69—73, 87—89, 97.  
 determining annual rate of road cess Ben. Act X of 1871, ss. 74, 75.

*See also (b) below.*

*(b) Branch Committee.*

- Constitution of, and general provisions applicable to Ben. Act X of 1871, ss. 76, 97.  
 Subordination of, to District Committee Ben. Act X of 1871, s. 77.  
 Funds how allotted to Ben. Act X of 1871, s. 78.  
 Investiture of, with powers of District Committee Ben. Act X of 1871, ss. 79—81.

**3. District Fund.**

- Constitution and custody of, and method of making payments from Ben. Act X of 1871, ss. 82—85.  
 Estimates and accounts, and reports of expenditure from Ben. Act X of 1871, ss. 69—73, 84, 86—89, 97.  
 Application of, to construction, repair and maintenance of roads, bridges, rivers, khāls and canals Ben. Act X of 1871, s. 90.

**ROAD CESS (N.).**

- Local rates to be levied in addition to Act III of 1878, s. 6.

**ROAD POLICE (N.). *See VILLAGE POLICE AND ROAD POLICE (N.).*****ROBBER.**

- Village officials and native officers of Government and Court of Wards bound to report presence of, in village Mad. Reg. XI of 1816, s. 8.  
 Act X of 1872, s. 60 (b).  
 Act XX of 1856, s. 52.

Reputed. *See 'ARREST. 2 (a); SECURITY FOR GOOD BEHAVIOUR.*

**ROBBERY.**

- Definition of Act XLV of 1860, s. 390.  
 Punishment for Act XLV of 1860, ss. 392, 394, 397.  
 Punishable with whipping on second conviction Act VI of 1864, s. 4.  
 Reg. III of 1875, s. 4.  
 By military men, how punishable 42 & 43 Vic., c. 33.  
 Act V of 1869, Art. 13.





**ROBBERY—cont.**

- Imprisonment in British India of person convicted of, in Native State . . . . . Act V of 1871, s. 19.  
 Attempt to commit, punishment for . . . . . Act XLV of 1860, ss. 393, 394, 398.  
     punishable with whipping on second conviction . . . . . Act VI of 1864, s. 4.  
     imprisonment in British India of person convicted of, in Native State . . . . .  
         Act V of 1871, s. 19.  
 Committed on the sea . . . . . 12 & 13 Vic., c. 96, s. 1.  
 All persons bound to give information of . . . . . 23 & 24 Vic., c. 88.  
     Act X of 1872, s. 89.  
 Responsibility of village community and village police in case of . . . . .  
     Act IV of 1877, s. 246.  
     Bom. Reg. XII of 1827, s. 37.  
     (Bu.) Act II of 1880, s. 21.  
*See* LAND-HOLDERS (Rc.); PIRATES; TRACK LAW; VILLAGE COMMUNITY.

**ROCKETS.**

- Inclusion of, in ammunition . . . . . Act XI of 1878, s. 4.  
     in gunpowder for purposes of Ports Act . . . . . Act XII of 1875, s. 4.  
*See* FIRE-WORKS; GUNPOWDER.

**ROMAN CATHOLIC.**

- Marriages of, not rendered invalid by Native Converts' Marriage Dissolution Act . . . . .  
     Act XXI of 1866, s. 34.  
*See* MARRIAGE, 2 (b).

**ROOTS. See** FOREST PRODUCE.**ROYAL ARTILLERY. See** ROYAL ORDNANCE CORPS.**ROYAL ENGINEERS. See** ROYAL ORDNANCE CORPS.**ROYAL ORDNANCE CORPS.**

- Compensation payable by Army Purchase Commissioners to retiring officers of . . . . .  
     37 & 38 Vic., c. 61.

**ROYAL PREROGATIVE. See** PREROGATIVE.**RULE OF THE ROAD. See** JUDICIAL NOTICE.**RULES.**

- For Non-regulation Provinces, validated . . . . . 24 & 25 Vic., c. 67, s. 25.  
 Framed by Local Government as to certain matters:—  
     powers for issuing and penalty for breach of  
     (P.) Act IV of 1872, ss. 50, 50A, 50B, 51.      (O.) Act XVIII of 1876, ss. 39—42.  
     (P.) Act XV of 1875, s. 3.                      (C.) Act XX of 1875, ss. 8—10.  
     (P.) Act XII of 1878, s. 7.                      (Aj.) Reg. II of 1877, ss. 111, 112.  
     periodical republication of . . . . . (P.) Act XXXIII of 1871, s. 67.  
     (P.) Act IV of 1872, s. 51.  
     (Aj.) Reg. II of 1877, s. 113.  
*See* FAIRS; JUDICIAL RECORDS; MINISTERIAL OFFICERS; RECORDS.

**RULES OF BUSINESS.**

- For procedure of Governor General in Council . . . . . 3 & 4 Wm. IV, c. 85, s. 47.  
 For conduct of business at legislative meetings of Governor General in Council . . . . .  
     24 & 25 Vic., c. 67, s. 18.  
 For conduct of business in Councils at Madras and Bombay . . . . . 24 & 25 Vic., c. 67, s. 28.  
 For legislative meetings at Madras and Bombay . . . . . 24 & 25 Vic., c. 67, s. 37.

**RULES OF PRACTICE.**

- For subordinate courts . . . . . 24 & 25 Vic., c. 104, s. 15.  
 For Presidency Courts of Small Causes to be framed by Judges of such courts, but subject to  
     approval of High Court . . . . . Act IX of 1850, s. 41.  
 For criminal courts to be prescribed by High Court . . . . . Act X of 1872, s. 292.  
 Power of Chief Presidency Magistrate to make . . . . . Act IV of 1877, s. 9.  
*See* INSOLVENT DEBTORS, 1 (f); PRIVY COUNCIL, 3.

**RULING CHIEF.** *See* FOREIGN PRINCES OR STATES.

**RUM.** *See* ARKARI (M.).

**RUM-SHUB.** *See* EXCISE.

**RUPEE.** *See* COIN.

**RURAL POLICE.**

Application of local fund to maintenance of . . . . . (N.) Act III of 1878, s. 11 (c) (2).  
*See* HAZARIBAGH AND LOHARDAGA RURAL POLICE; VILLAGE POLICE AND ROAD POLICE.

**RURAL POLICE (Bu.).**

Application of district cesses to maintenance of . . . . . Act II of 1880, s. 9 (a).

Classification of, as headmen and gounqs . . . . . Act II of 1880, s. 12.

Appointment, suspension, and removal of, by Deputy Commissioner, and beats and circuits of  
 Act II of 1880, s. 13.

General duties of . . . . . Act II of 1880, ss. 14, 15.

Power of, to demand assistance . . . . . Act V of 1880, s. 27.

Conferral on, of any powers, privileges, &c., and imposition on, of any duties of Police  
 Act II of 1880, s. 16.

Penalties for offences by, and institution of, and limitation for prosecutions, &c., against  
 Act II of 1880, ss. 18, 19.

Protection of, acting under warrant . . . . . Act II of 1880, s. 20.

General rules as to, and powers and duties of Revenue officers in respect of  
 Act II of 1880, ss. 22-24.

**RYOTS.** *See* RAIYATS.

## S

**SADR AMIN.** *See* SUBORDINATE JUDGE.

**SADR BOARD OF REVENUE.** *See* BOARD OF REVENUE (Be.).

**SADR COURT.** *See* HIGH COURT.

**SADR COURT (Sindh).**

\*To be highest court of appeal in civil and criminal matters . . . Bom. Act XII of 1866, s. 1.

Judicial Commissioner may be . . . . . Bom. Act XII of 1866, s. 1.

Regular appeals to lie to, from District Court . . . . . Bom. Act XII of 1866, s. 6.

Applications to, receivable when sent by post . . . . . Bom. Act XII of 1866, s. 7.

Power of, to suspend and remove Subordinate Judges . . . Bom. Act XII of 1866, s. 9.

to make rules for admission, qualification and removal of pleaders  
 Bom. Act XII of 1866, s. 16.

as to process fees and allowance of pleaders' fees as costs  
 Bom. Act XII of 1866, s. 17.

*See also* AFFIDAVITS.

**SADR DÍWÁNÍ ADÁLAT.**

Judges of, to be judges of High Court . . . . . 24 & 25 Vic., c. 104, s. 3.

*See* HIGH COURT.

**SADR MÁLGUZÁR.**

Power to make settlement with . . . . . Ben. Reg. VII of 1822, s. 10 (8).

**SAFETY.** *See* PUBLIC SAFETY.

**SAGAR AND NARBADA TERRITORIES.**

Principles and spirit of regulations to be enforced in . . . Ben. Reg. VI of 1831, s. 14.

**SAGO.**

Manufactory for. *See* OFFENSIVE TRADES.





**SAHARANPUR.** *See* DEHRA DUN.

**SAILOR.** *See* MERCHANT SHIPPING, 2, &c.; NAVY.

**ST. CROIX.**

Emigration to, legalized . . . . . Act VII of 1871, s. 23.  
Probable length of voyage to . . . . . Act VII of 1871, s. 83.

**ST. HELENA.**

Transferred to Crown . . . . . 3 & 4 Wm. IV, c. 85, s. 112.

**\*ST. KITTS.**

Emigration to legalized . . . . . Act VII of 1871, s. 23.  
Probable length of voyage to . . . . . Act VII of 1871, s. 83.

**ST. LUCIA.**

Emigration to, legalized . . . . . Act VII of 1871, s. 23.  
Probable length of voyage to . . . . . Act VII of 1871, s. 83.  
*See* MERCHANT SHIPPING, 3 (b) (ii).

**ST. VINCENT.**

Emigration to, legalized . . . . . Act VII of 1871, s. 23.  
Probable length of voyage to . . . . . Act VII of 1871, s. 83.

**SATYAR.**

Right of Government to revenue from, reserved . . . . . Mad. Reg. XXV of 1802, s. 4.  
Exclusion of, from assessment of land revenue . . . . . Ben. Reg. VIII of 1793, s. 35.  
Ben. Reg. XII of 1805, s. 4 (2), 31.  
Abolition of, with power to re-introduce . . . . . (N.) Ben. Reg. XXVII of 1795, s. 5 (2).  
Rules for abolition of, applicable to what cesses . . . . . Ben. Reg. IX of 1825, s. 9.  
*See* CASSES; FARMERS (Bo.).

**SAJHWAT.** *See* CHUTIA NAGPUR TENURES.

**SAJJI.** *See* SALTPETRE.

**SALARY.**

Of public officer or railway servant, how far exempt from attachment . . . . . Act X of 1877, s. 266 (k) expln.  
mode of effecting attachment of . . . . . Act X of 1877, s. 268.  
Act XII of 1879, s. 41.  
Rules as to increasing . . . . . 33 Geo. III, c. 52, s. 17.  
To cease from departure from India, resignation or surrender of office, 33 Geo. III, c. 52, s. 37.  
39 & 40 Geo. III, c. 79, s. 9.  
3 & 4 Wm. IV, c. 85, s. 79.  
Maximum for civil servants of certain periods of service . . . . . 33 Geo. III, c. 52, s. 58.  
53 Geo. III, c. 155, s. 82.  
To commence from taking execution of office . . . . . 53 Geo. III, c. 155, ss. 50, 89.  
Payable to representatives of officers dying during temporary absence, 7 Geo. IV, c. 56, s. 3.  
Governor or Governor in Council, not to have power of granting, without sanction 3 & 4 Wm. IV, c. 85, s. 59.

Tax upon. *See* MADRAS CITY MUNICIPALITY, 3 (a).

*See* ADDITIONAL MEMBER OF COUNCIL; ARCHDEACON; BISHOP; COMMANDER-IN-CHIEF; COUNCIL OF INDIA; DEPUTY GOVERNOR; GOVERNOR; GOVERNOR GENERAL OF INDIA; HIGH COURT; LIEUTENANT-GOVERNOR; MEMBER OF COUNCIL; SECRETARY OF STATE FOR INDIA.

**SALE.**

1. In Execution of Decree. | 3. Miscellaneous. | 2. For Arrears of Revenue.

**1. In Execution of Decree.**

(a) *General Rules.*

Power of court to order . . . . . Act X of 1877, s. 284.  
How and by whom to be conducted . . . . . Act X of 1877, s. 286.  
Act IX of 1850, ss. 74, 75.



**SALE—cont.****1. In Execution of Decree—cont.***(a) General Rules—cont.*

- Proclamation of, form, language, and contents of . . . Act X of 1877, s. 287, sch. IV, No. 145.  
 . . . Act XII of 1879, s. 101.
- indemnity to judges for errors in . . . Act X of 1877, s. 288.
- mode of making, and duration of . . . Act X of 1877, ss. 289, 290.  
 . . . Act XII of 1879, s. 43.
- republishing of, on adjournment of sale or on re-sale for default of purchaser  
 . . . Act X of 1877, ss. 291, 309.  
 . . . Act XII of 1879, s. 44.
- Time for making . . . Act X of 1877, s. 290.  
 . . . Act XII of 1879, s. 43.
- Adjournment and stay of . . . Act IX of 1850, s. 72.  
 . . . Act X of 1877, s. 291.  
 . . . Act XII of 1879, s. 44.
- Power to levy commission on . . . (O.) Act XVIII of 1876, s. 27.  
*See also CIVIL COURT AMINS; COMMISSION.*
- Prohibition against bidding or purchasing at—  
 by officers concerned in . . . Act X of 1877, s. 292.  
 by decree-holder, without permission of court . . . Act X of 1877, s. 294.  
 order of court on disobedience of, appealable to High Court  
 . . . Act X of 1877, ss. 294, 588 (16), 589.  
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- Defaulting purchaser at, answerable for loss by re-sale . . . Act X of 1877, s. 293.  
 . . . Act XII of 1879, s. 46.
- Proceeds of, how disposed of . . . Act X of 1877, s. 284.  
 . . . in case of several attachments . . . Act X of 1877, s. 295.
- Order to set aside, on purchase by decree-holder without permission. . . Act X of 1877, s. 294.  
 . . . Act XII of 1879, s. 45.
- appealable to High Court . . . Act X of 1877, ss. 588 (16), 589.  
 . . . Act XII of 1879, ss. 90, 91.
- Suit to set aside, limitation of time for . . . Act XV of 1877, s. 4, sch. II, No. 12.
- Rules regarding, applicable to all Civil Court sales . . . Act X of 1877, s. 649.
- See RENT SUITS; VILLAGE MUNSIF.*

*(b) Special Rules regarding Moveable property.*

- Time for payment of price, and immediate finality of . . . Act X of 1877, s. 297.
- Irregularity not to vitiate, but person injured thereby entitled to sue for compensation  
 . . . Act X of 1877, s. 298.
- When to be carried out immediately on attachment . . . Act X of 1877, s. 269.  
 . . . Act IX of 1850, s. 72.
- Delivery and vesting of property sold at . . . Act X of 1877, ss. 299—303.
- Power to make special rules regarding . . . (O.) Act XVIII of 1876, s. 27.
- See NEGOTIABLE INSTRUMENTS; SHARES.*

*(c) Special Rules regarding Immoveable property.*

- Courts other than Courts of Small Causes empowered to order . . . Act X of 1877, s. 304.
- Postponement of, to enable defendant to raise amount of decree by private alienation  
 . . . Act X of 1877, s. 305.
- Order for, power of Local Government to direct transfer of execution to Collector on, and  
 powers and procedure of Court and Collector thereon . . . Act X of 1877, ss. 320—325C.  
 . . . Act XII of 1879, s. 50.
- See also COLLECTOR OF DISTRICT, 2 (b).*
- Local rules imposing conditions on, power of Government to make and retain  
 . . . Act X of 1877, s. 327.  
 . . . in force in Oudh . . . Act XVIII of 1876, s. 20.
- Stay of, pending disposal of appeal from decree under execution . . . Act X of 1877, s. 546.  
 on representation of Collector and powers of Collector thereon . . . Act X of 1877, s. 326.  
 . . . Act XII of 1879, s. 51.
- Deposit, and payment in full of purchase money . . . Act X of 1877, ss. 306, 307.





**SALE—cont.****1. In Execution of Decree—cont.****(c) Special Rules regarding Immoveable property—cont.**

- Deposit, confiscation of, and re-sale in default of payment of purchase money in full  
 Act X of 1877, ss. 308, 309.
- Preference to be given to co-sharer bidding for undivided property sold at  
 Act X of 1877, s. 310.
- Confirmation of, by Court . . . . . Act X of 1877, s. 314.  
 Act XII of 1879, s. 48.
- Purchaser at, when entitled to refund of purchase-money . . . . . Act X of 1877, s. 315.  
 certificate to. *See* CERTIFICATE OF SALE.
- bar to suit against, on ground of benāmi purchase . . . . . Act X of 1877, s. 317.
- delivery of property to . . . . . Act X of 1877, ss. 318, 319, sch. IV, No. 151.
- complaint of resistance or obstruction to possession of, or dispossession by : —  
 powers of Court as to . . . . . Act X of 1877, ss. 334, 335.  
 Act XII of 1879, s. 55.
- limitation of time for  
 Act XV of 1877, sch. II, Nos. 165, 167.
- suit to set aside order on, right to bring . . . . . Act X of 1877, s. 335.  
 limitation of time for  
 Act XV of 1877, sch. II, No. 11.
- suit by, for possession, limitation of time for, period of  
 Act XV of 1877, s. 4, sch. II, Nos. 137, 138.  
 how affected by proceeding by judgment-debtor to set aside sale  
 Act XV of 1877, s. 16.
- Application to set aside, on ground of irregularity :—  
 Persons entitled to make . . . . . Act X of 1877, s. 311.  
 Limitation of time for . . . . . Act XV of 1877, sch. II, No. 166.  
 Act XII of 1879, s. 108.
- Order on, and effect thereof  
 Act X of 1877, ss. 312, 315, sch. IV, No. 149.  
 Act XII of 1879, s. 101.
- appealable to High Court  
 Act X of 1877, ss. 588 (16), 589.  
 Act XII of 1879, ss. 90, 91.
- on ground of judgment-debtor not having saleable interest :—  
 Purchaser entitled to make . . . . . Act X of 1877, ss. 313, 315.  
 Limitation of time for . . . . . Act XV of 1877, sch. II, No. 172.  
 Order on, appealable to High Court  
 Act X of 1877, ss. 588 (16), 589.  
 Act XII of 1879, ss. 90, 91.

**2. For Arrears of Land Revenue.****(a) Of Moveables.**

- How conducted . . . . . (O.) Act XVII of 1876, s. 118.  
 (Aj.) Reg. II of 1877, s. 81.

*See also* LAND REVENUE (M.), &c., 2.

**(b) Of Immoveable property.**

(P.) Act XXXIII of 1871, s. 43.

**(i) In Bombay, North-Western Provinces, Panjāb, and Oudh.**

- What property liable to, and sanction required to  
 (P.) Act XXXIII of 1871, s. 56 | (O.) Act XVII of 1876, ss. 132, 135.  
 (N.) Act XIX of 1873, ss. 166, 168. | Bom. Act V of 1879, ss. 153—156.
- When and of what incumbrances to be free  
 (P.) Act XXXIII of 1871, s. 57 | (O.) Act XVII of 1876, ss. 133—135.  
 (N.) Act XIX of 1873, ss. 166—168. | Bom. Act V of 1879, ss. 56, 57.
- Suit to avoid incumbrances on, limitation of time for, Act XV of 1877, s. 4, sch. II, No. 121.
- Proclamation, notification, time and postponement of, and by whom to be conducted  
 (P.) Act XXXIII of 1871, s. 58. | (O.) Act XVII of 1876, ss. 136—139.  
 (N.) Act XIX of 1873, ss. 169—172. | Bom. Act V of 1879, ss. 165—169.

SALE—*cont.*2. For Arrears of Land Revenue—*cont.*(b) *Of Immoveable property—cont.*(i) *In Bombay, North-Western Provinces, Panjáb, and Oudh—cont.*

Sale officers prohibited from bidding at . . . . . (N.) Act XIX of 1873, s. 172.  
 (N.) Act VIII of 1879, s. 16.  
 Bom. Act V of 1879, s. 31.

Stay of, on payment of arrears

(P.) Act XXXIII of 1871, s. 58 (1). | (O.) Act XVII of 1876, s. 140.  
 (N.) Act XIX of 1873, s. 173. | Bom. Act V of 1879, s. 169.

Deposit and payment in full of purchase-money, and confiscation of deposit and re-sale on  
 default of purchaser . . . . . Bom. Act V of 1879, ss. 171—177.  
 (N.) Act XIX of 1873, ss. 174—177.  
 (O.) Act XVII of 1876, ss. 141—144.

Confirmation by whom and when required

Bom. Act V of 1879, ss. 170, 178, 179. | (O.) Act XVII of 1876, ss. 145—149.  
 (N.) Act XIX of 1873, ss. 178—182. | (P.) Act XXXIII of 1871, s. 58 (3).

Application of certain provisions of Code of Civil Procedure to

(P.) Act XXXIII of 1871, s. 58.

Right of pre-emption of co-sharer at . . . . . (N.) Act XIX of 1873, s. 188.

(O.) Act XVII of 1876, s. 155.

Application of proceeds of

Bom. Act V of 1879, ss. 183, 184. | (O.) Act XVII of 1876, ss. 152, 153.  
 (N.) Act XIX of 1873, ss. 185, 186. | (P.) Act XXXIII of 1871, ss. 60, 61.

Certificate to purchaser. *See* CERTIFICATE OF SALE.

Purchaser at, not liable to be sued on ground of benámi purchase. Bom. Act V of 1879, s. 182.  
 (N.) Act XIX of 1873, s. 184.  
 (O.) Act XVII of 1876, s. 151.

from what time liable for revenue

(P.) Act XXXIII of 1871, s. 62. | (O.) Act XVII of 1876, s. 154.  
 (N.) Act XIX of 1873, s. 187. | Bom. Act V of 1879, s. 185.

when entitled to refund of purchase-money . . . . . (N.) Act XIX of 1873, s. 182.  
 (O.) Act XVII of 1876, s. 149.  
 Bom. Act V of 1879, s. 180.

Application to set aside, on ground of irregularity, limitation of time for, order on, and effect  
 thereof . . . . . Bom. Act V of 1879, ss. 178—182.

(N.) Act XIX of 1873, ss. 179, 180.  
 (O.) Act XVII of 1876, ss. 146, 147, 149.

Claim to set aside, how far excluded from cognizance of Civil Court

(N.) Act XIX of 1873, ss. 181, 241 (j).  
 (P.) Act XXXIII of 1871, s. 59.

(O.) Act XVII of 1876, ss. 148, 219 (g).

limitation of time for . . . . . Act XV of 1877, s. 4, sch. II, No. 12.

(ii) *In Bengal.*

Place of, rules for conduct of, recovery of purchase money at, &c.

Act XI of 1859, ss. 19—24, 57.

Officers empowered to conduct . . . . . Act XI of 1859, s. 61.

Contempt of person conducting, summarily punishable . . . . . Act XI of 1859, ss. 56, 57.

Government when empowered to purchase at . . . . . Act XI of 1859, ss. 58, 60.

Management of estates purchased by Government at . . . . . Ben. Reg. XI of 1822, s. 36.

Avoidance of encumbrances by, with certain specified exceptions

Act XI of 1859, ss. 37, 52—54.

common and special registration of tenures and leases for pro-  
 tection from . . . . . Act XI of 1859, ss. 38—51, 60.

Ben. Act III of 1862.

Ben. Act VIII of 1876, s. 96.

Claim of defaulter against Government not to invalidate . . . . . Act XI of 1859, s. 8.

Annulment of, by Commissioner on appeal . . . . . Ben. Act VII of 1868, s. 2.

by Government . . . . . Act XI of 1859, s. 26.





**SALE—concl.**

**2. For Arrears of Land Revenue—concl.**

*(b) Of Immoveable property—cont.*

*(ii) In Bengal—cont.*

Annulment of, how notified	Act XI of 1859, s. 32.
jurisdiction of civil courts as to, how far barred	Act XI of 1859, ss. 33, 34.
refund of purchase money on	Ben. Reg. V of 1812, ss. 24, 25.
When final	Act XI of 1859, s. 35.
	Act XI of 1859, s. 27.
Purchaser at, entitled to certificate, and effect thereof	Ben. Act VII of 1868, s. 4.
	Act XI of 1859, ss. 28, 36.
delivery of possession to, and liability of	Ben. Act VII of 1868, s. 8.
Application of purchase money	Act XI of 1859, ss. 29, 30.
Pendency of partition proceedings no bar to	Act XI of 1859, s. 31.
Validity of, in case of lakhirāj tenures	Ben. Act VIII of 1876, s. 15.
Apportionment of jama on	Ben. Act VII of 1868, s. 9.
	Ben. Reg. I of 1793, ss. 10, 11.
	Ben. Reg. I of 1801, s. 8.

**3. Miscellaneous.**

Deed of, registration of, how affects limitation for suit to enforce right of pre-emption	Act XV of 1877, s. 4, sch. II, No. 10.
Of property of absconding accused when to be carried out	Act X of 1872, s. 172.
	Act IV of 1877, s. 68.
Of forest produce to recover dues thereon	Act VII of 1878, s. 82.
seized on suspicion, when to be ordered	Act VII of 1878, s. 57.
Of perishable goods, the subject of suit.	<i>See</i> INTERLOCUTORY ORDER.
Of excisable articles.	<i>See</i> EXCISE.
Of land.	<i>See</i> LAND.
Of land by freeholders	18 Edw. I, c. 1.
Private, limitation of time for suit by purchaser for possession of immoveable property on	Act XV of 1877, s. 4, sch. II, No. 13b.
Of captured ship	27 & 28 Vic., c. 25, ss. 26—29.
Of insolvent's estate.	<i>See</i> INSOLVENT DEBTORS, 1 (c), 2.
Of offices	49 Geo. III, c. 126, ss. 1—11, 13—15.
Of coffee.	<i>See</i> COFFEE (M.).
<i>See</i> ALIENATION; ARMS; ASSIGNMENT; BEEF; CONVEYANCE; DISTRESS FOR RENT; LAND REVENUE; LEASE; MORTGAGOR AND MORTGAGEE (Be., &c.); PATNI TALUQUE; PRE-EMPTION, RIGHT OF; SPECIFIC PERFORMANCE, 1; TAHSILDARS (M.); TOBACCO; VENDOR.	

**SALE OF GOODS.**

Definition of	Act IX of 1872, ss. 76, 77.
Contract for, not in possession of seller at time of contract, binding	Act IX of 1872, s. 88.
determination of price when not fixed by	Act IX of 1872, s. 89.
by agent on behalf of merchant resident abroad, personally enforceable by agent	Act IX of 1872, s. 230.
not voidable for breach of warranty	Act IX of 1872, s. 111.
failure to pay price at time fixed	Act IX of 1872, s. 121.
breach of, by wrongful refusal to accept goods	Act IX of 1872, s. 120.
<i>See</i> AUCTION SALE.	
When complete in case of ascertained goods	Act IX of 1872, s. 78.
of unascertained, unmade or incomplete goods	Act IX of 1872, ss. 79, 80, 82—84, 87.
of price being unascertained	Act IX of 1872, s. 81.
of sale of moveable and immoveable property combined	Act IX of 1872, s. 85.
Transfer of ownership on, when accrues	Act IX of 1872, ss. 78—87.
buyer responsible for loss after	Act IX of 1872, s. 86.
Delivery on, how effected	Act IX of 1872, s. 90.
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**SALE OF GOODS—cont.**

- Delivery on. Completion of sale by . . . . . Act IX of 1872, s. 78.  
 Effect of partial . . . . . Act IX of 1872, s. 92.  
 Time and place of . . . . . Act IX of 1872, ss. 93, 94.  
 Effect of insolvency of buyer before . . . . . Act IX of 1872, s. 96.

*See SELLER'S LIEN.*

- Right of seller to re-sell goods on default of buyer . . . . . Act IX of 1872, s. 107.  
 Responsibility of buyer for loss on re-sale . . . . . Act IX of 1872, s. 107.  
 Forms of plaint in suits relating to . . . . . Act X of 1877, sch. IV, Nos. 6—13, 59.  
*See BROKER; DELIVERY ORDER; EXECUTOR; PRICE; TITLE; WARRANTY.*

**SALEABLE TENURE.**

- Power of Civil Court to give immediate possession of, with or without security to party paying revenue to prevent sale of . . . . . Act X of 1877, s. 501.

*See PATNI TALUQS.***SALT.**

- Prohibition of transport of, in vessels of less than 300 tons burden . . . . . Act XVI of 1879.  
 of inland trade in . . . . . 33 Geo. III, c. 52, s. 137.  
 Agents and Commissioners to be civil servants . . . . . 24 & 25 Vic., c. 54.  
 Customs duty leviable on, imported from one customs port into another . . . . . Act VIII of 1878, s. 20 (b).  
 Drawbacks not claimable on re-exportation of . . . . . Act VIII of 1878, s. 50 (d).  
 Powers of officers of. *See INLAND CUSTOMS; OPIUM.*  
*See SEA CUSTOMS, 1; WASTAGE.*

**SALT (M.).**

- |             |   |              |   |            |
|-------------|---|--------------|---|------------|
| 1. General. | 1 | 2. Monopoly. | 1 | 3. Excise. |
|-------------|---|--------------|---|------------|

**1. General.**

- Right of Government to revenue from, reserved . . . . . Mad. Reg. XXV of 1802, s. 4.  
 Importation by land, duty to be levied on . . . . . Act XVIII of 1877, s. 5.  
 Commissioner of Salt Revenue, appointment and powers of . . . . . Mad. Act VI of 1878, s. 1.  
 Collectors, permission to withdraw powers of . . . . . Mad. Act VI of 1878, s. 2.

**2. Monopoly.**

- Manufacture, sale, transit and export prohibited except on account or with permission of Government . . . . . Mad. Reg. I of 1805, s. 3.  
 Private manufacture in Canara and Malabar allowed . . . . . Mad. Reg. II of 1807, s. 2 (1).  
 Salt manufactured in Canara and Malabar to be sold to Government alone . . . . . Mad. Reg. II of 1807, s. 2 (2) (3).

**Manufacture:—****Rate of payment and advances for, and quantum and places of**

- No proceedings to compel, but mirasi manufacturers to forfeit rights on refusal to continue . . . . . Mad. Reg. I of 1805, ss. 4, 5.  
 Clandestine, liability of landholders, farmers, and managers for connivance at, and for not giving information of . . . . . Mad. Reg. I of 1805, ss. 6, 7.  
 Importation by land, otherwise than by permission of Government prohibited . . . . . Mad. Reg. I of 1805, ss. 8, 13.  
 Price of sale of salt by Government . . . . . Mad. Reg. I of 1805, ss. 3, 9.  
 Magistrates, Police, Revenue and Customs Collectors, Master Attendants and Beach Masters to aid in preventing illicit trade, and in seizing illicit salt, &c. . . . . Mad. Reg. I of 1805, s. 11.  
 Improper seizure, directions for release of, and liability of officers for . . . . . Act XVIII of 1877, ss. 8—10.  
 Rewards payable for information of illicit trade, &c. . . . . Mad. Reg. I of 1805, ss. 16, 17.  
 Smuggling, illicit manufacture, sale, &c., of salt, and possession of earth salt or salt earth. . . . . Mad. Reg. I of 1805, s. 18.  
 Exportation of salt to Bengal by contract or permit when allowed, Mad. Reg. I of 1805, s. 19.  
 Mad. Act II of 1878, ss. 1—4.





**SALT (M.)—cont.****2. Monopoly—cont.**

Redress for acts ordered by Government or Board of Revenue how obtained

Mad. Reg. I of 1805, s. 20.

Application to Caffara and Malabar of provisions regarding monopoly except as to manufacture

Mad. Reg. II of 1807, s. 4.

Penalties under salt laws recoverable before Magistrate of District

Act XVIII of 1840.

Mad. Act II of 1878, ss. 3, 4.

before head of District Police

Act VII of 1852.

in Civil Court

Mad. Reg. I of 1805, s. 8.

**3. Excise.**

Duty. Power to levy, by way of excise

Mad. Act VI of 1871.

Rate of, and method of levying

Mad. Act VI of 1871, s. 11.

Act XVIII of 1877, s. 7.

Bond for payment of

Mad. Act VI of 1871, ss. 19, 21.

Drawback of, on exportation and bond therefor

Mad. Act VI of 1871, ss. 20, 21.

Licenses for manufacture :—

Grant, contents, registry, and refusal of

Mad. Act VI of 1871, ss. 3, 6, 7.

Compensation on refusal of, in what cases and under what procedure awardable

Mad. Act VI of 1871, ss. 6, 8, 26—41.

Unlicensed manufacture. Penalties for

Mad. Act VI of 1871, s. 4.

Duty of landholders and servants of Government or Court of Wards

to give information regarding

Mad. Act VI of 1871, s. 5.

Place of storage, supervision, and preventive stations

Mad. Act VI of 1871, ss. 9, 10, 12.

Importation by land or sea, power to restrict

Mad. Act VI of 1871, ss. 13, 14.

Smuggling, penalties for, and powers of search, seizure, and arrest on suspicion of

Mad. Act VI of 1871, ss. 15—18.

Confiscation of, to be adjudicated by Collector

Mad. Act VI of 1871, s. 22.

Cognizance of offences

Mad. Act VI of 1871, s. 23.

Fines, disposal of

Mad. Act VI of 1871, s. 24, 25.

Suit or prosecution for thing done in pursuance of law :—

Restrictions on

Mad. Act VI of 1871, s. 42.

Special plea allowed in

Mad. Act VI of 1871, s. 43.

Rules, framing and publication of

Mad. Act VI of 1871, s. 44.

Extent of act and repeal of salt monopoly wherever extended

Mad. Act VI of 1871, ss. 1, 45.

**SALT (Bo.).****1. Officers.****2. Manufacture, storage and removal.****1. Officers.**

Enquiries by, to be on oath and reckoned judicial proceedings,

Bom. Act VII of 1873, s. 60.

Appointment, punishment, and dismissal of

Bom. Act VII of 1873, ss. 4, 5.

Appeals from orders of, when and to whom allowed

Bom. Act VII of 1873, s. 6.

Powers of, for entry, inspection, arrest, destruction, weighing, seizure, search and summons

Bom. Act VII of 1873, ss. 8—18, 40—43, 47.

Penalties for and jurisdiction as to offences by

Bom. Act VII of 1873, ss. 54—56.

Restrictions on, and special plea in suits against

Bom. Act VII of 1873, ss. 62, 63.

Bound to assist Abkari officers

Bom. Act V of 1873, ss. 39, 52.

**2. Manufacture, storage and removal.**

Levy of excise duty on manufacture of

Act XVIII of 1877, s. 6.

Levy of duty on, imported by land into Bombay Presidency.

Act XVIII of 1877, s. 5.

Contraband salt, defined

Bom. Act VII of 1873, s. 3, 38.

powers of Salt, Customs, Revenue and Police officers for search, seizure, &c.,

of, and arrest of offenders

Bom. Act VII of 1873, ss. 8—18, 47.

confiscation of, and adjudication and disposal thereof

Bom. Act VII of 1873, ss. 48, 59, 61.

Licenses for manufacture, grant, contents, registry and refusal of

Bom. Act VII of 1873, ss. 19—21.

**SALT (Bo.)—cont.****2. Manufacture, storage and removal—cont.**

- License for manufacture, power to withdraw for breach or by compulsory acquisition of salt works and effect thereof . . . Bom. Act VII of 1873, ss. 33, 34, 42, 43.
- Unlicensed manufacture, duty of patels and public servants to give information of . . . Bom. Act VII of 1873, s. 23.
- Power to restrict and regulate importation by land or sea . . . Bom. Act VII of 1873, s. 24.
- Removal, to be only under permit, and procedure in respect of grant thereof . . . Bom. Act VII of 1873, ss. 25—32.
- Power to establish chaukis and preventive stations on and near salt works . . . Bom. Act VII of 1873, s. 22.
- Storage and possession, restrictions on and licensing of, within 10 miles of salt works or land customs stations . . . Bom. Act VII of 1873, ss. 35—38.
- Power to make general rules . . . Bom. Act VII of 1873, s. 39.
- Salt works, general regulation of salt at, and repair and protection of . . . Bom. Act VII of 1873, ss. 40—45.
- Salt offences, penalties for, jurisdiction over, and recovery and disposal of fines for . . . Bom. Act VII of 1873, ss. 48—61.

**SALT (Be.).**

- Manufacture of, unlicensed, prohibition of and penalties for, duty of proprietors, cultivators, and servants of Government or Court of Wards to give information of . . . Ben. Act VII of 1864, ss. 4—6.
- duty on, in Orissa Division . . . Ben. Act VII of 1864, s. 8.
- licenses for, to be granted by Board of Revenue . . . Act XVIII of 1877, s. 11.
- Rate of duty on, and storage of, &c. . . Ben. Act VII of 1864, s. 7.
- Regulations regarding, and penalties for illegal possession and transport of . . . Ben. Act VII of 1864, ss. 9—11.
- Powers of Magistrate and Police as to search, seizure and arrest in cases of illegal transport, manufacture or possession . . . Ben. Act VII of 1864, ss. 11—22.
- Confiscations of, to be adjudged by Magistrate or Justice of Peace in Calcutta . . . Ben. Act VII of 1864, ss. 23—28, 33.
- Ben. Act I of 1873, s. 3.
- Offences relating to, penalties for, enforcement and disposal of . . . Ben. Act VII of 1864, ss. 29—32, 38.
- Ben. Act I of 1873, s. 1.
- Offences relating to, penalties for, enforcement and disposal of . . . Ben. Act VII of 1864, ss. 35, 36, 40.
- powers of Board of Revenue to mitigate . . . Ben. Act VII of 1864, s. 39.
- enhanced punishment on second conviction of . . . Ben. Act VII of 1864, ss. 34—36.
- limitation of time for prosecution for . . . Ben. Act VII of 1864, s. 37.
- jurisdiction over . . . Ben. Act I of 1873, s. 2.
- Limitation of time for, and notice of suit or prosecution for thing done in pursuance of law relating to . . . Ben. Act VII of 1864, s. 41.
- See BOARD OF REVENUE (Be.).

**SALT (Bu.).**

- Manufacture and storing of, power to make rules regarding licenses for duty on, &c., and penalty for breach thereof . . . Act II of 1876, ss. 39, 58 (a).
- Procedure for recovery of duty on . . . Act II of 1876, ss. 43—45, 58 (a).
- Levy of Riwer Customs duty on exportation of . . . Act XXX of 1854, s. 9, sch.

**SALT (Aj.).**

- Manufacture of, rules regarding license and fees for, and penalty for illegal . . . Reg. III of 1877, ss. 36, 37.
- Imposition of duty on, previously imported free, and powers and procedure for collection thereof . . . Reg. I of 1879.

**SALT EARTH.** See SALT (M.), 2.

**SALTED FISH.** See SEA CUSTOMS, 1.





**SALTPETRE.**

- Not included in ammunition, but may be included in military stores . . . Act XI of 1878, s. 4.  
 Right of Government to revenue from, reserved . . . Mad. Reg. XXV of 1802, s. 4.  
*See INLAND CUSTOMS, 1.*

**SALVAGE.**

- To recaptors of British ship or goods from enemy . . . 27 & 28 Vic., c. 25, s. 40.  
 Suits for, in Vice-Admiralty Courts . . . 2 Wm. IV, c. 51, s. 6.  
*See MERCHANT SHIPPING, 7.*

**SAMPLE.**

- Warranty of bulk implied on sale by . . . Act IX of 1872, s. 112.  
 Order for taking in civil suit. *See INTERLOCUTORY ORDER.*

**SANAD.** *See ALIENATED LANDS (Bo.); GRANT; INAMS (Bo.).***SANAD-I-MILKIYAT-I-ISTIMBAR.**

- Grant and effect of . . . Mad. Reg. XXV of 1802, s. 3.  
 Terms of, to be observed in proceedings for recovery of arrears of land revenue  
 Mad. Act II of 1864, s. 6.

**SANCTION**

- Of Governor General when needed to introduction of measures into Council  
 24 & 25 Vic., c. 67, s. 19.  
 Of Governor General in Council to gratuities . . . 3 & 4 Wm. IV, c. 85, s. 59.  
 Of rules, forms and tables made by High Courts . . . 24 & 25 Vic., c. 104, s. 15.

**SANCTION TO PROSECUTION.**

- In case of persons other than British subjects for offences in territorial waters  
 41 & 42 Vic., c. 73, s. 3.  
 Of certain offences committed by public servants and judges . . . Act X of 1872, ss. 466.  
 Act X of 1875, s. 132.  
 Act IV of 1877, s. 39.  
 In contempt of lawful authority of courts or against public justice  
 Act X of 1872, ss. 467—469.  
 Act X of 1875, s. 133.  
 Act IV of 1877, ss. 40, 41.  
 Of Magistrate, Police Officer, or soldier for act done in suppressing unlawful assembly by force  
 Act X of 1872, s. 488.  
 Of Istimrârdârs . . . (Aj.) Reg. II of 1877, s. 27.  
 For illegal possession of arms, ammunition, &c. . . Act XI of 1878, s. 29.  
 For abetment of marriage of ward without leave . . . Act XXI of 1855, s. 9.  
 For issuing Bill or note payable to bearer on demand . . . Act III of 1871, s. 22.  
 Under Contagious Diseases Act . . . Act XIV of 1868, s. 22.  
 Under Emigration Acts . . . Act VII of 1871, s. 82.  
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 Act V of 1877, s. 46.  
 Regarding Steam Boilers . . . Ben. Act III of 1879, s. 12.  
 When must be given . . . Act X of 1872, ss. 466, 470.  
 Act X of 1875, s. 132.  
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 Nature of, necessary . . . Act X of 1872, s. 470.  
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 Amendment of charge in cases which require . . . Act X of 1872, s. 450.  
 Act X of 1875, s. 16.  
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Procedure of Courts in prosecutions requiring. *See CONTEMPT OF COURT.*

*See PROSECUTION, 1; STAMPS, 3.*

**SANITARIUM.** *See INFECTIOUS DISEASES.***SANITARY COMMISSIONER (Bo.).**

- General powers of, as to appointment and superintendence of public vaccinators, &c., in City o.  
 Bombay . . . Bom. Act I of 1877, ss. 3—6, 16—19, 29, 31.



**SANITARY OFFICER.** *See* MADRAS CITY MUNICIPALITY, I (b).

**SANITATION.**

Application of local funds to purpose of . . . . . Mad. Act IV of 1871, s. 26.  
(Bu.) Act II of 1880, s. 9 (e).

*See* BOMBAY CITY MUNICIPALITY, 4; CALCUTTA MUNICIPALITY, 4; HOWRAH STATION;  
MADRAS CITY MUNICIPALITY, 4; MUNICIPALITIES (M.), &c., 4; PUBLIC NUISANCES; PÜRI.

**SANTÁL.** *See* SONTÁL.

**SARÁIS (Be. & N.).**

Registration of . . . . . Act XXII of 1867, ss. 3—6.  
Keeper of, duties and liabilities of . . . . . Act XXII of 1867, ss. 7—12, 14.  
Regulations for management of . . . . . Act XXII of 1867, s. 13.  
Exemption of Municipal Committee, in charge of, from regulations save as to furnishing  
information, &c. . . . . Act XXII of 1867, s. 16.  
Extension of Act to other parts of British India by Local Government  
Act XXII of 1867, s. 17.  
Licensing and regulation of, in municipality . . . . . Ben. Act V of 1876, s. 285, &c.  
*See* FERRIES (Be.).

**SARANJÁMS.**

Claims to, excepted from jurisdiction of Civil Courts . . . . . Act X of 1876, s. 4 (a).  
*See* INÁMS (Bo.).

**SARANJÁMÍDÁRS.** *See* JÁGÍRDÁRS (Bo.).

**SARBARÁKÁRS.** *See* MANAGERS.

**SARDÁRS.** *See* DEKKHAN SARDÁRS.

**SARISHTADÁRS.**

When authorized to conduct investigations under Reg. IX of 1822.  
Mad. Reg. VII of 1828, s. 4.

**SARRÁF.** *See* MONEY-CHANGER; VILLAGE SERVANTS.

**SATÁRA.**

Writs, &c., not issuable against widow of late Rája of, without consent of Government  
Bom. Act III of 1863, s. 4.  
*See also* DEKKHAN SARDÁRS.

**SATÁRA DISTRICT.**

Trial of certain suits in. *See* DEKKHAN AGRICULTURISTS; SUBORDINATE JUDGES (Bo.).

**SATI.** *See* SUTTEE.

**SATNA STRIP.**

Extension of certain Acts to . . . . . Act XIV of 1874, s. 10.

**SAVINGS BANK.** *See* GOVERNMENT SAVINGS BANK.

**SAYER.** *See* SAIYAR.

**SCHEDULE.**

Of debts of insolvent. *See* INSOLVENT DEBTOR, 2.

**SCHEDULED DISTRICTS.**

Defined . . . . . Act XIV of 1874, s. 1, sch. I.  
Act XV of 1874, s. 2, sch. VI.  
Settlement of boundaries of . . . . . Act XIV of 1874, s. 8.  
Declaration as to enactment in force in . . . . . Act XIV of 1874, ss. 3, 4.  
Power to extend enactments to . . . . . Act XIV of 1874, s. 5.  
appoint officers for, and regulate their procedure . . . . . Act XIV of 1874, ss. 6, 7, 11.  
appoint place of imprisonment and transportation for offenders punished in  
Act XIV of 1874, s. 9.

*See also* EUROPEAN BRITISH SUBJECTS.





**SCHEDULED DISTRICTS—cont.**

Thánás Raipur and Khattra excluded from . . . . . Act XIX of 1879.  
*See* BANDEKHAND; CHITTAGONG HILL TRACTS; GANJAM; LAWS; LOCAL EXTENT  
 ACT; SONTAL PARGANAS.

**SCHOOLS.**

Regulation of . . . . . 53 Geo. III, c. 155, s. 43.  
 Maintenance, construction, &c., of—  
     from local funds

(N.) Act III of 1878, s. 11 (c).	Mad. Act IV of 1871, ss. 9, 10, 26.
(O.) Act IV of 1878, s. 11 (c) (2).	(Bu.) Act II of 1880, s. 9 (f).
(P.) Act V of 1878, s. 7 (2).	Bom. Act III of 1869, ss. 4, 9.

from municipal funds

(P.) Act IV of 1873, s. 11.	Mad. Act III of 1871, ss. 15, 29.
(C.) Act XI of 1873, s. 11.	Mad. Act V of 1878, s. 33 (c).
Bom. Act VI of 1873, s. 24.	Bom. Act V of 1876, ss. 34, 35, 61 (5).

Land occupied by, not assessable to land revenue . . . . . (Bu.) Act II of 1876, s. 23 (a).  
*See* DISTRICT CHIEFS (Bu.); LAND (Bu.).

Superintendent of. *See* CALCUTTA MUNICIPALITY, 5; CENSUS; MADRAS CITY MUNICI-  
 PALITY, 5.

**SCHOOL COMMISSIONERS (M.).**

Transfer of rights and liabilities of, to Local Fund Boards . . . Mad. Act IV of 1871, s. 9.

**SCIENCE.**

Provision for introduction and promotion of knowledge of . . . 53 Geo. III, c. 155, s. 43.

*See also* SOCIETY.

Opinions of experts as to, admissible in evidence . . . . . Act I of 1872, ss. 45, 46.

Court may resort to book of reference for proof of matter of . . . Act I of 1872, s. 57.

**SCIENTIFIC REFERENCE. *See* MERCHANT SHIPPING, 5 (c).**

**SCOTLAND.**

Church of. *See* CHAPLAINS; CHURCH OF SCOTLAND; MARRIAGES, 2 (a).

Punishment in, of offenders against Act for the further prevention of the sale and brokerage of  
 offices . . . . . 49 Geo. III, c. 126, s. 13.

Confirmation granted in, effect of . . . . . 23 & 24 Vic., c. 5, s. 1.

**SCRIP.**

Certificates of, chargeable with what stamp duty . . . Act I of 1879, ss. 4, 5, sch. I, No. 17.

**SEA.**

Jurisdiction as to offences committed on . . . . . 12 & 13 Vic., c. 96, s. 1.  
     . . . . . 23 & 24 Vic., c. 88.

Power to legislate as to offences committed at . . . . . 23 & 24 Vic., c. 122.

Treason, piracy, felony, robbery, murder, conspiracy or other offences on, punishment of persons  
 convicted of . . . . . 12 & 13 Vic., c. 96, s. 2.

Trial of murder and manslaughter, where death happens on . . . 12 & 13 Vic., c. 96, s. 3.

Jurisdiction for trial of offences committed by any British subject on board any ship  
     . . . . . 30 & 31 Vic., c. 124, s. 11.

*See also* ADMIRALTY; FOREIGN JURISDICTION; HIGH SEAS; SLAVE TRADE; TERRITORIAL  
 WATERS.

**SEA CUSTOMS.**

1. Tariff, Duties and Drawbacks.
2. Officers, Offices, &c.
3. Importation and Exportation.

4. Coasting Trade.
5. Offences and Legal Proceedings.
6. Miscellaneous and Local.

**1. Tariff, Duties, and Drawbacks.**

Duty leviable on what goods . . . . . Act VIII of 1878, s. 20.  
     . . . . . Act XVI of 1875, s. 4, sch. A & B,  
     on goods partially composed of dutiable articles . . . Act VIII of 1878, s. 21.  
     fire-arms and parts thereof . . . . . Act XI of 1878, s. 8, sch. II.  
     goods derelict, jetsam, flotsam, and wreck . . . Act VIII of 1878, s. 27.  
     re-imported articles of country produce . . . Act VIII of 1878, ss. 25, 26.

SEA CUSTOMS—*cont.*1. *Tariff, Duties and Drawbacks—cont.*

- Duty leviable on pepper exported from Cochin . . . . . Act XVI of 1875, s. 8.  
 goods crossing frontiers of foreign European Settlements on coast line of  
 Madras and Bombay . . . . . Act XVI of 1875, s. 10.  
 salt, salted fish, opium, spirits carried from one port in British India to  
 another . . . . . Act XVI of 1875, s. 3.  
 . . . . . Act VIII of 1878, s. 20.  
 salt and opium imported to or exported from ports in British Burma  
 . . . . . Act XXX of 1854, ss. 2—4.  
 . . . . . Act VII of 1859.  
 importation of salt into Madras . . . . . Mad. Act VI of 1871, s. 14.  
 spirit rendered unfit for human consumption  
 . . . . . Act VIII of 1878, ss. 155, 167, No. 61.  
 timber . . . . . Act VII of 1878, s. 39 (b).  
 goods cleared for exportation at Rangoon . . . . . Act IV of 1863, ss. 1, 2.  
 warehoused goods. *See* 3 (b) below . . . . . Act XII of 1864.  
 Exemptions from, either general or special, power to make . . . . . Act VIII of 1878, s. 2.  
 of goods belonging to Government . . . . . Act VIII of 1878, s. 20.  
 of passengers' baggage . . . . . Act VIII of 1878, s. 24.  
 of re-imported articles of country produce . . . . . Act VIII of 1878, ss. 25, 26.  
 of stores for use on ship . . . . . Act VIII of 1878, ss. 28, 112.  
 Drawback when and to what extent allowed:—  
 on re-export generally . . . . . Act VIII of 1878, ss. 42, 43, 49, 50, 117, Nos. 10, 12.  
 on wines, spirits and provisions shipped for officers of Navy, Indian Marine and  
 Marine Survey . . . . . Act VIII of 1878, ss. 44—48, 167, No. 11.  
 on export of spirit manufactured in British India . . . . . Act X of 1871, ss. 83, 84.  
 . . . . . Act VIII of 1878, s. 150.  
 Tariff values, power to fix and alter . . . . . Act VIII of 1878, s. 22.  
 Duty and tariff valuation, effect on contracts, &c., of alteration of, Act VIII of 1878, ss. 37, 38.  
 Ascertainment of, and settlement of disputes regarding value of goods and amount of duty  
 . . . . . Act VIII of 1878, ss. 29—35, 155, 195.  
 Abatement of duty when allowed on damaged goods . . . . . Act VIII of 1878, ss. 33—35.  
 not allowed on damaged wine, spirits or beer . . . . . Act VIII of 1878, s. 35.  
 Payment and refund of duties, &c., erroneously remitted or levied, Act VIII of 1878, ss. 39, 40.  
 Power to give credit for and keep account current of duties and charges  
 . . . . . Act VIII of 1878, s. 41.

2. *Officers, Offices, &c.*

- Appointment, suspension, and dismissal of . . . . . Act VIII of 1878, ss. 6, 7.  
 Performance of duties of, by Collector of District where no custom-house, Act VIII of 1878, s. 8.  
 Rules regulating powers and duties of . . . . . Act VIII of 1878, s. 9.  
 Exemption of, from service on jury or inquest or as assessors . . . . . Act VIII of 1878, s. 10.  
 Commissioner of, may be authorized to levy Bombay Town Duties, Bom. Act III of 1872, s. 116.  
 to control Cotton Inspectors in Bombay . . . . . Bom. Act VII of 1878, s. 4.  
 Chief officer of, duties of, in regard to Native Passenger ships  
 . . . . . Act VIII of 1876, ss. 5, 24, 29, 41, 44.  
 Collector of, to collect port dues . . . . . Act XII of 1875, s. 48.  
 power of, to distrain and sell ship for arrears of port dues  
 . . . . . Act XII of 1875, ss. 52, 54.  
 to collect coast light dues . . . . . Act IX of 1879, ss. 3, 7—13.  
 to have charge of European spirits imported into Madras Town by land  
 . . . . . Act XIX of 1852, s. 11.  
 To assist in arresting witnesses in enquiries respecting misconduct, &c., of masters of mer-  
 chant vessels . . . . . Act IV of 1875, s. 15.  
 Prize-ship when delivered to principal . . . . . 27 & 28 Vic., c. 25, s. 16.  
 Powers of, to board vessels in ports . . . . . Act XII of 1875, s. 16.  
 . . . . . Act VIII of 1878, ss. 67, &c.  
 to detain steamer attempting to leave port without surveyor's certificate  
 (Bu.) Act XVI of 1871, s. 7. | Ben. Act V of 1862, s. 5.  
 . . . . . Bom. Act II of 1864, s. 5. | Ben. Act I of 1868, s. 3.





**SEA CUSTOMS—cont.****2. Officers, Offices, &c.—cont.**

Powers of, to detain and search emigrant vessels to prevent illegal embarkation

Act VII of 1871, s. 81.

Act V of 1877, s. 47.

Act XVI of 1879, s. 6.

in relation to seizure, &c., of salt illegally transported

Judicial and Police powers of. *See* 5 below.

Appointment of Customs Houses

Act VIII of 1878, s. 11 (f).

*See* ARKARI (M.), 1; COASTING VESSELS (Bo.); TOBACCO.

**3. Importation and Exportation.****(a) General rules and procedure.**

Prohibitions and restrictions

Act VIII of 1878, ss. 18, 19, 167, No. 8.

Shipping and landing of goods, general rules regarding

Act VIII of 1878, ss. 67—80, 167 (24)—(32), 196.

of passengers' baggage and mails

Act VIII of 1878, ss. 70, 75.

Appointment of ports, wharves, warehousing ports, warehouses, and landing and boarding stations

Act VIII of 1878, ss. 11—17, 167, Nos. 2—7.

Ben. Act V of 1870, ss. 58, 59.

Wharfage fees when and how chargeable.

Act VIII of 1878, s. 199.

*See* SALT (M.); SALT (Bo.).

**(b) Importation.**

Import manifest, contents and delivery of

Act VIII of 1878, ss. 53—60, 167 (13)—(20) (33) (35).

Unshipping, landing, entry inwards, and custody of goods

Act VIII of 1878, ss. 81—88, 167 (33)—(39).

Clearance of goods for home consumption.

Act VIII of 1878, s. 89.

Warehousing bond, pass, and warrant

Act VIII of 1878, ss. 90—96, 109, 120, 121, 167 (38) (41)—(43).

*See* BENGAL BONDED WAREHOUSE ASSOCIATION; WAREHOUSE-KEEPER'S WARRANT.

Warehousing of arms, ammunition, and military stores only with sanction of Local Government

Act XI of 1878, s. 7.

Warehoused Salt not liable to restrictions as to unlicensed possession

Ben. Act VII of 1864, s. 15.

Warehoused goods:—

Access of Customs Collector and owner to, Act VIII of 1878, ss. 97—100, 167 (44)—(47).

Payment of rent and dues on

Act VIII of 1878, s. 101.

Removal of, from one warehouse to another

Act VIII of 1878, ss. 102—109.

Sorting, repacking, mixing, and taking samples of

Act VIII of 1878, ss. 100, 167 (47).

Clearance of, for home consumption, exportation or use as ships' stores

Act VIII of 1878, ss. 110—117, 120.

Duty when payable on

Act VIII of 1878, ss. 110, 118, 119.

Allowance on removal in case of wine, spirits, beer and salt, Act VIII of 1878, ss. 116, 117.

Remission of duties on, when lost or destroyed

Act VIII of 1878, ss. 100, 122, 206.

Compensation when claimable for loss or damage to

Act VIII of 1878, ss. 123, 167, 206 (48) (49).

Duty on, and expenses of payment of, how enforced.

Act VIII of 1878, ss. 119, 126.

Transshipment of goods without payment of duty:—

allowed at Calcutta, Madras, Bombay, Karwar, Karachi, Aden, Rangoon, Maulmain, Akyab, and Chittagong without giving bond

Act VIII of 1878, s. 128.

at other ports on delivery of bond

Act VIII of 1878, s. 128.

in case of vessel returning to port or putting into another port

Act VIII of 1878, s. 141.

special rules regarding

Act VIII of 1878, ss. 129—135, 167 (54).

of arms, ammunition, and military stores, power to prohibit, Act XI of 1878, s. 10.

*See* IMPORTATION.

**(c) Exportation.**

Shipment of stores

Act VIII of 1878, s. 28.

wine, spirits and provisions for Navy, Indian Marine, and Marine Survey

Act VIII of 1878, ss. 44—48.



SEA CUSTOMS—*cont.*3. Importation and Exportation—*cont.*(c) *Exportation*—*cont.*

Drawback, time to claim and declaration as to . . . Act VIII of 1878, ss. 45, 51, 52.  
 Port clearance when and how granted, Act VIII of 1878, ss. 61—66, 167 (16) (17) (21)—(23).  
 in case of native passengerships . . . Act VIII of 1876, ss. 9, 26.  
 not to be granted to steamer—

without surveyor's certificate or certified engineer

(Bu.) Act XVI of 1871, s. 7. | Bom. Act II of 1864, s. 5.

Ben. Act V of 1862, s. 5. | Bom. Act IV of 1873, ss. 6, 18.

Ben. Act I of 1868, s. 3.

without production of certificate of shipping master

Act I of 1859, ss. 31, 32.

till payment of port tolls, dues and rates

Act XII of 1875, s. 53.

Ben. Act V of 1870, s. 75.

Bom. Act VI of 1879, s. 67.

Act XV of 1879, s. 40.

till payment of coast light dues . . .

Act IX of 1879, ss. 5, 11.

without certificate as to provision of signals and lights

Act VII of 1880, s. 83.

Export manifest, delivery and contents of . . . Act VIII of 1878, ss. 63(a), 167, No. 16.

Order for entry outwards to be obtained before lading, Act VIII of 1878, ss. 61, 136, 167, (55).

to be refused in case of default as to statement of marking of load lines

Act VII of 1880, s. 35.

Clearance of goods for export generally . . . Act VIII of 1878, ss. 137, 139, 167 (37) (50).

at Langoon and levy of duty on re-importation

Act IV of 1863, ss. 1, 2.

Act XII of 1864.

Act XXIII of 1872, ss. 1—5.

additional charge on, after grant of port clearance except in

the case of treasure or opium . . . Act VIII of 1878, s. 139.

Bond when required on exportation . . . Act VIII of 1878, ss. 138, 144—150.

Rules regarding un-shipping or re-landing of goods after clearance or during repairs

Act VIII of 1878, ss. 140—143, 154, 167 (57)—(60).

Certificate on exportation of duty-paid salt from one port in Bombay Presidency to another

Bom. Act VII of 1873, s. 32.

## 4. Coasting Trade.

Appointment of ports specially for . . . Act VIII of 1878, s. 12.

Inapplicability of certain provisions to . . . Act VIII of 1878, s. 156.

Power to make regulations for . . . Act VIII of 1878, ss. 157, 167 (62).

Coasting vessels. Delivery of manifest and granting of port clearance to, at first, intermediate,

and final ports . . . Act VIII of 1878, ss. 158—161, 167 (63)—(65).

Discharge of cargo from . . . Act VIII of 1878, ss. 162, 163.

Special rules as to marking, &c., of load lines on, Act VII of 1880, ss. 38—40.

Grant and revocation of general pass for, Act VIII of 1878, ss. 164, 167 (66).

Cargo books to be kept by masters of

Act VIII of 1878, ss. 165, 169 (67)—(70).

Power to board and examine . . . Act VIII of 1878, ss. 166, 167 (71).

*See COASTING VESSELS.*

## 5. Offences and Legal Proceedings.

Smuggling and other breaches of customs law, penalties for . . . Act VIII of 1878, s. 167.

Confiscation of what articles allowable for offences against customs law, Act VIII of 1878, s. 168.

Penalty for irregular land of spirits shipped for exportation . . . Act X of 1871, s. 55.

Opium landed in British Burma without pass from Collector of Customs to be confiscated

Act XXX of 1854, s. 3.

Powers of customs officers as to—

search for and seizure of things liable to confiscation

Act VIII of 1878, ss. 169—172, 178—181, 194.

arrest of offenders . . .

Act VIII of 1878, ss. 173—177, 181.

adjudication of confiscations and penalties . . .

Act VIII of 1878, ss. 182—184.

levy of penalty for departure without port clearance from, or failure to bring to, at

another customs port . . . Act VIII of 1878, s. 185.





**SEA CUSTOMS—concl.****5. Offences and Legal Proceedings—cont.**

- Award of penalty by customs officer not to interfere with punishment under other law  
Act VIII of 1878, s. 186.
- Offences not cognizable by customs officer triable summarily by Magistrate  
Act VIII of 1878, s. 187.
- Appeal from and revision of orders passed by customs officers, Act VIII of 1878, ss. 188—191.
- Power to detain goods in respect of which penalty has been awarded, or other goods of same owner . . . . . Act VIII of 1878, s. 192.
- Enforcement of payment of penalties . . . . . Act VIII of 1878, s. 193.
- Search warrant when and by whom to be issued in case of customs offence  
Act VIII of 1878, s. 172.
- Procedure of Police in respect of smuggled articles seized on suspicion of being stolen  
Act VIII of 1878, s. 180.
- Compensation for loss or injury claimable only on proof of neglect or wilful act  
Act VIII of 1878, ss. 197, 206.
- Notice of, and limitation of time for, proceedings other than suit . . . Act VIII of 1878, s. 198.

*See MADRAS ROADS.***6. Miscellaneous and Local.**

- Expenses incidental to compliance with customs law to be borne by owner, Act VIII of 1878, s. 196.
- Documents. Duplicates of, when and how granted . . . . . Act VIII of 1878, s. 200.
- Amendment of, when and how allowed . . . . . Act VIII of 1878, s. 201.
- Custom house agent. Persons admissible as . . . . . Act VIII of 1878, ss. 4, 5, 202, 302.
- Publication of rules, &c. . . . . Act VIII of 1878, s. 204.
- Saving of powers of Calcutta Port Commissioners and Bombay Port Trustees  
Act VIII of 1878, s. 207.
- Application of customs law to British Burma . . . . . Act XXX of 1854, s. 5.
- Rules of, not affected by Indian Ports Act . . . . . Act XII of 1875, s. 2 (e).
- See also CUSTOMS; RIVER CUSTOMS.*

**SEA-SHORE.** *See* ALLUVION, LAND (Bo.); PORTS.**SEAL.**

- Use of, for certified copies . . . . . Act I of 1872, s. 76.
- Presumption as to, admissible in English Court without proof . . . Act I of 1872, s. 82.
- Proof of, by comparison with other admitted or proved . . . . . Act I of 1872, s. 73.
- Prescription of, for use of:—
- |   |                                   |
|---|-----------------------------------|
| Civil Courts                                | (M.) Act III of 1873, s. 9.       |
| (Bo.) Act XIV of 1869, ss. 11, 13, 20, 29.  | (Be.) (N.) Act VI of 1871, s. 14. |
| (Sindh) Bonn. Ac' XII of 1866, s. 11.       | (P.) Act XVII of 1877, s. 27 (c). |
| (Bu.) Act XVII of 1875, ss. 10 (b), 45, 73. | (O.) Act XIII of 1879, s. 13.     |
- Insolvent Court. *See* INSOLVENT DEBTORS.
- High Courts . . . . . Letters Patent, 28th Dec. 1865, s. 6.
- Mufassal Courts of Small Causes . . . . . Act XI of 1865, s. 4.
- Presidency Court of Small Causes . . . . . Act IX of 1850, s. 24.
- Parsi Matrimonial Courts . . . . . Act XV of 1865, s. 20.
- Collectors, Magistrates, and other public officers . . . . . Mad. Act VI of 1865, s. 1.
- Presidency and other Magistrates . . . . . Bom. Act II of 1870, s. 2.
- Revenue Officers, Bombay . . . . . Bom. Act V of 1879, s. 22.
- Board of Revenue, Madras . . . . . Mad. Reg. I of 1803, s. 8.
- Collectors, Bengal . . . . . Ben. Reg. II of 1793, s. 5.
- Registering Officers . . . . . Act III of 1877, s. 15.
- Office for registration of companies . . . . . Act X of 1866, s. 190 (4).
- Bombay City Municipality . . . . . Bom. Act III of 1872, ss. 4, 22, 54.
- Bom. Act IV of 1878, s. 5.

*See* CALCUTTA MUNICIPALITY, 2 (a); EAST INDIA COMPANY; JUDICIAL NOTICE; LOCAL FUNDS; MADRAS CITY MUNICIPALITY, 2 (a); MUNICIPALITIES (M.), &c., 2 (a); REGISTRATION OF BIRTHS, &c., (Be.) 2; REGISTRATION OF DOCUMENTS, 4.

**SEAMAN.** *See* LASCARS; MERCHANT SHIPPING, 2; WILL.**SEARCH, without warrant.**

- By Magistrate, in case where he might issue warrant . . . . . Act X of 1872, s. 378.

**SEARCH, without warrant—cont.**

By Police, in course of investigation of shops for the purpose of inspecting, &c., weights and measures . . . Act X of 1872, s. 379.

Act X of 1872, s. 381.

*See also* POLICE, 4.

Of person arrested and not released on bail . . . Act X of 1872, ss. 386, 387.

Of closed house or *zanáná* how effected . . . Act X of 1872, ss. 382—384.

Act VIII of 1875, s. 19.

To be made in presence of witnesses . . . Act X of 1872, s. 385.

Act VIII of 1875, s. 19.

For arms, ammunition, and military stores in transit . . . Act XI of 1878, ss. 11, 12.

In case of salt smuggling . . . Mad. Act VI of 1871, s. 17.

Ben. Act VII of 1864, s. 28.

Bom. Act VII of 1873, ss. 8, &c.

For opium, by what officers . . . Act I of 1878, ss. 14, 15.

to be made in accordance with Code of Criminal Procedure

Act I of 1878, ss. 16, 19.

By excise officers. *See* **ÁBKÁRÍ**; **EXCISE**.

By Sea Customs officer, on suspicion of smuggling, &c. . . Act VIII of 1878, ss. 169—171.

*See also* **MADRAS ROADS**.

By Inland Customs officer, of place of illicit manufacture . . . Act VIII of 1875, ss. 19—21.

*See also* **INLAND CUSTOMS**, 3.

By officers of Presidency Municipality on suspicion of evasion of tax, or of nuisance

Mad. Act V of 1878, ss. 147, 163, 248, 269, 313, 331, 336, 354, 427.

Ben. Act IV of 1876, ss. 72, 110, 138, 231, 323, 324.

Bom. Act III of 1872, ss. 74, 109, 111, 112, 143, 186, 221, 228, 234, 244, 245B, 285, 286.

Bom. Act IV of 1878, ss. 4, 49, 58.

*See* **BOMBAY TOWN POLICE DISTRICT**, 1; **CALCUTTA POLICE DISTRICT**, 1; **CATTLE DISEASE**;

**MADRAS TOWN POLICE DISTRICT**, 1; **MILITARY CANTONMENTS**, 6; **MUNICIPALITIES**

(M.) &c., 1 & 4; **POLICE PATEL (Bo.)**; **VILLAGE HEADMAN (M.)**.

**SEARCH WARRANT.**

1. When and by whom issuable.

2. Execution.

**1. When and by whom issuable.**

For document . . . Act X of 1872, s. 366.

Act X of 1875, s. 87.

Act IV of 1877, s. 145.

For letter in custody of Postal Department . . . Act X of 1872, ss. 34 (7), 369.

Act IV of 1877, s. 146.

In course of enquiry into an offence . . . Act X of 1872, s. 368.

Act IV of 1877, s. 159.

For search of house suspected to contain stolen property, forged documents, and counterfeit

coin or stamps . . . Act X of 1872, ss. 32 (7), 377.

Act IV of 1877, s. 160.

For arms, ammunition, or military stores unlawfully possessed . . . Act XI of 1878, s. 25.

In cases of smuggling or other breach of Customs law . . . Act VIII of 1878, s. 172.

Of suspected place of performance of prohibited drama . . . Act XIX of 1876, s. 8.

In excise cases. *See* **ÁBKÁRÍ**; **EXCISE**.

On suspicion of smuggled spirits . . . Act XIX of 1852, s. 20.

Of unlicensed stills, &c. . . Mad. Act III of 1864, s. 23.

In case of illicit storage or carriage of inflammable oil . . . Ben. Act III of 1865, s. 12.

In opium cases . . . Act I of 1878, s. 19.

For recovery of papers and property from Revenue Officer . . . Bom. Act V of 1879, s. 26.

In cases of salt smuggling . . . Mad. Act VI of 1871, s. 16.

Ben. Act VII of 1864, s. 27.

Bom. Act VII of 1873, s. 15.

Act IV of 1857, s. 16.

In respect of tobacco in Bombay Town

On suspicion of storing unwholesome food and drink in Municipality

Ben. Act V of 1876, s. 273.

For seizure of presses, plant, &c.. used in printing seditious vernacular newspaper

Act IX of 1878, ss. 9, 12, 14.





**SEARCH WARRANT—cont.****1. When and by whom issuable—cont.**

- In respect of vernacular newspapers and books illegally imported. . . . Act IX of 1878, s. 14.  
 For war knives in Malabar . . . . . Act XXIV of 1854, s. 3.  
 Justice of Peace when authorized to issue . . . . . Ben. Act IV of 1876, s. 291.  
 Investiture of Forest Officer with power to issue . . . . . Act VII of 1878, s. 71 (c).  
*See BOMBAY TOWN POLICE DISTRICT, 1; CALCUTTA POLICE DISTRICT, 1; DISTRICT SUPERINTENDENT OF POLICE; GAMING HOUSE; MADRAS TOWN POLICE DISTRICT, 1; MALVERSATION.*

**2. Execution.**

- To whom to be directed, and by whom to be executed . . . . Act X of 1872, ss. 370—372, 377.  
 . . . . . Act IV of 1877, ss. 160, 164.  
 Within local jurisdiction . . . . . Act X of 1872, s. 368.  
 Beyond local jurisdiction . . . . . Act X of 1872, ss. 372—376.  
 Magistrate issuing, may superintend . . . . . Act X of 1872, s. 378.  
 . . . . . Act IV of 1877, s. 161.  
 In case of closed house . . . . . Act X of 1872, ss. 382—384.  
 . . . . . Act IV of 1877, ss. 162—164.  
 In presence of witnesses and occupant of place searched . . . . Act X of 1872, s. 385.  
 . . . . . Act IV of 1877, s. 165.  
 For arms, &c., in presence of Magistrate or specially appointed officer . . . .  
 . . . . . Act XI of 1878, ss. 25, 30.

**SECOND APPEAL.**

- To High Court, grounds of . . . . . Act X of 1877, ss. 584, 585.  
 . . . . . Act XII of 1879, s. 89.  
 (P.) Act XVII of 1877, ss. 38, 39. | (Bu.) Act XVII of 1875, ss. 27—29.  
 (O.) Act XIII of 1879, s. 21. | (Aj.) Reg. I of 1877, ss. 15, 16.  
 . . . . . (And.) Reg. III of 1876, s. 14 (a).  
 None in suits of the nature and value cognizable by Courts of Small Causes  
 . . . . . Act X of 1877, ss. 586, 597.  
 . . . . . (P.) Act XVII of 1877, s. 39.  
 Procedure in hearing, and execution of decree in\* . . . . . Act X of 1877, s. 587.  
 When allowed in criminal cases . . . . . Act X of 1872, s. 272, 285.  
 . . . . . from decision of Revenue Officers . . . . . (Aj.) Reg. II of 1877, ss. 115, 117.  
*See also PRIVY COUNCIL; RENT SUITS; REVENUE COURT.*

**SECOND CONVICTION. See EXCISE; PREVIOUS CONVICTION.****SECOND TRIALS. See PREVIOUS ACQUITTAL, &c.****SECRET COMMITTEE.**

- Appointment and proceedings of . . . . . 33 Geo. III, c. 52, ss. 20—22.  
 Official communications sent by Board through . . . . . 3 & 4 Win. IV, c. 85, s. 36.  
 Orders formerly sent through, now sent by Secretary of State . . . . . 21 & 22 Vic., c. 106, s. 27.

**SECRET DESPATCHES.**

- From India, communication of . . . . . 21 & 22 Vic., c. 106, s. 28.

**SECRETARY. See BOMBAY CITY MUNICIPALITY, 1 (b); CALCUTTA MUNICIPALITY, 1 (b); CHIEF SECRETARY; SECRETARY TO GOVERNMENT.****SECRETARY OF STATE FOR INDIA.**

- To countersign warrants under Royal Sign Manual relating to India . . . . . 17 & 18 Vic., c. 77, s. 2.  
 To have powers relating to Government or revenues of India formerly exercised by Company, Court of Directors, Court of Proprietors, or Board of Commissioners . . . . . 21 & 22 Vic., c. 106, s. 3.  
 To countersign warrants required to be signed by President of Board of Control . . . . . 21 & 22 Vic., c. 106, s. 3.  
 May sit in House of Commons . . . . . 21 & 22 Vic., c. 106, s. 4.  
 Salary of . . . . . 21 & 22 Vic., c. 106, s. 6.



**SECRETARY OF STATE FOR INDIA—cont.**

- To sign orders or communications sent to India . . . . . 21 & 22 Vic., c. 106, s. 19.  
     in United Kingdom in relation to Government of India . . . . . 21 & 22 Vic., c. 106, s. 19.
- To divide council into committees and regulate transaction of business . . . . . 21 & 22 Vic., c. 106, s. 20.
- To be President of Council . . . . . 21 & 22 Vic., c. 106, s. 21.
- May appoint and remove Vice-President . . . . . 21 & 22 Vic., c. 106, s. 21.
- Acting against opinions of majority of Council of India to record his reasons . . . . . 21 & 22 Vic., c. 106, s. 25.
- Sending communication or making orders in cases of urgency to record reasons . . . . . 21 & 22 Vic., c. 106, s. 26.
- May send certain orders without communication with Council . . . . . 21 & 22 Vic., c. 106, s. 27.
- May communicate secret despatches . . . . . 21 & 22 Vic., c. 106, s. 28.
- Not personally liable in respect of contracts of company, or any contract made in his official capacity . . . . . 21 & 22 Vic., c. 106, s. 68.

**SECRETARY OF STATE FOR INDIA IN COUNCIL.**

- |   |   |
|---|---|
| 1. Constitution                               | 4. Contracts by and with.               |
| 2. Appointments and Patronage.                | 5. Suits by and against.                |
| 3. Powers in respect of Revenue and Accounts. | 6. Miscellaneous Powers and Provisions. |

**1. Constitution.**

- Appointment of Council, &c. *See* COUNCIL OF INDIA.
- Establishment of . . . . . 21 & 22 Vic., c. 106, ss. 15, 16.  
     . . . . . 38 & 39 Vic., c. 73.
- Provisions as to Company, Court of Directors, and Court of Proprietors to be construed as referring to . . . . . 21 & 22 Vic., c. 106, s. 64.

**2. Appointments and Patronage.**

- May appoint provisionally Members of Council of Governor General . . . . . 24 & 25 Vic., c. 67, s. 5.
- To appoint ordinary Members of Council of Governor General, except fourth ordinary member . . . . . 21 & 22 Vic., c. 106, s. 29.
- To appoint Members of Council of several presidencies . . . . . 21 & 22 Vic., c. 106, s. 29.
- May regulate patronage and restore to employment . . . . . 21 & 22 Vic., c. 106, s. 30.
- To make regulations for admission of candidates to Civil Service . . . . . 21 & 22 Vic., c. 106, s. 32.
- To have power to make regulations as to appointments and admissions to service . . . . . 21 & 22 Vic., c. 106, s. 37.
- Crown's writing removing officers to be communicated to . . . . . 21 & 22 Vic., c. 106, s. 38.
- Certain provisional appointments to be reported to . . . . . 24 & 25 Vic., c. 54, s. 4.
- To fix salaries, allowances, furloughs, pension, outfit, and passage-money of Judges of High Courts . . . . . 24 & 25 Vic., c. 104, s. 6.

**3. Powers in respect of Revenue and Accounts.**

- Expenditure of revenues of India subject to control of . . . . . 21 & 22 Vic., c. 106, s. 41.
- Revenues remitted to Great Britain and arising there to be paid to . . . . . 21 & 22 Vic., c. 106, s. 43.
- Company's cash balance at Bank to be transferred to . . . . . 21 & 22 Vic., c. 106, s. 44.
- Stock account of . . . . . 21 & 22 Vic., c. 106, s. 45.
- May grant letter of attorney for sale of stock and receipt of dividends . . . . . 21 & 22 Vic., c. 106, s. 47.
- Exchequer bills, bonds and other securities to be held in trust for . . . . . 21 & 22 Vic., c. 106, s. 48.
- Company's powers of borrowing in Great Britain transferred to . . . . . 21 & 22 Vic., c. 106, s. 49.
- Governor General in Council cannot affect borrowing powers of . . . . . 24 & 25 Vic., c. 67, s. 22.
- Provisions relating to forgery to extend to bonds, &c., issued by, . . . . . 21 & 22 Vic., c. 106, s. 50.
- To maintain system of issuing warrants for payments . . . . . 21 & 22 Vic., c. 106, s. 51.





SECRETARY OF STATE FOR INDIA IN COUNCIL—*cont.***3. Powers in respect of Revenue and Accounts—*cont.***

To produce accounts and vouchers to auditors . . . . .	21 & 22 Vic., c. 106, s. 52.
To lay accounts before Parliament . . . . .	21 & 22 Vic., c. 106, s. 53.
Company's records to be delivered to . . . . .	21 & 22 Vic., c. 106, s. 62.

**4. Contracts by and with.**

Persons empowered to execute, and mode of executing contracts on behalf of . . . . .	22 & 23 Vic., c. 41.
Validation of certain contracts irregularly executed on behalf of . . . . .	33 & 34 Vic., c. 59.
All contracts for emigration to British Burma deemed to have been made with . . . . .	22 & 23 Vic., c. 41, s. 4.
Presumed agreement of, with importer or employer of European who becomes vagrant . . . . .	33 & 34 Vic., c. 59, s. 1.
Agreement of European vagrant with. <i>See EUROPEAN VAGRANT.</i>	Act III of 1876, ss. 35, 92.
Contracts of East India Company may be enforced by and against . . . . .	Act IX of 1874, s. 31.
Power to sell, mortgage, and purchase . . . . .	21 & 22 Vic., c. 106, ss. 67, 68.
Conveyances by authority of, how made . . . . .	21 & 22 Vic., c. 106, s. 40.

**5. Suits by and against.**

May sue and be sued . . . . .	21 & 22 Vic., c. 106, s. 65.
To come in place of Company with regard to pending suits . . . . .	21 & 22 Vic., c. 106, s. 66.
Suits by or against Government to be brought in name of . . . . .	Act X of 1877, s. 416.
Suits for wages, &c., of distressed seamen to be brought in name of, . . . . .	22 & 23 Vic., c. 41, s. 6.
Limitation of time for suit by . . . . .	Act XIII of 1878, s. 2.
Recognized agents of, for purpose of suit . . . . .	Act XV of 1879, s. 4, sch. II, No. 149.
Special rules regarding summons to, and appearance and answer of . . . . .	Act XVII of 1875, ss. 84, 87.
Plaint in suits by . . . . .	Act X of 1877, ss. 417, 419.
Security not required from, on staying or executing decrees pending appeal . . . . .	Act XVIII of 1876, s. 18.
Decree in suits against, form and execution of . . . . .	Act X of 1877, ss. 420, 421.
<i>See NOTICE OF SUIT; PRIZE MONEY.</i>	Act X of 1877, s. 418.

**6. Miscellaneous Powers and Provisions.**

Saving of powers of . . . . .	24 & 25 Vic., c. 67, s. 52.
How to dispose of residue of effects of deceased officer or soldier . . . . .	26 & 27 Vic., c. 57, ss. 2, 13—16.
May disallow proclamation appointing limits of presidencies and Lieutenant-Governorships . . . . .	28 Vic., c. 17, s. 5.
Power of, to withdraw part of India from ordinary legislative powers of Governor General in Council and authorize making of regulations therefor . . . . .	33 & 34 Vic., c. 3, s. 1, &c.
Bar to issue of order for performance of duties by . . . . .	Act I of 1877, s. 45(f).
Power of, to permit European vagrants to return to India . . . . .	Act IX of 1874, s. 22.
Schedules of accounts of Administrator General to be sent to . . . . .	Act II of 1874, s. 44.
<i>See BOARD OF COMMISSIONERS; DESPATCHES.</i>	

## SECRETARY OF STATE FOR WAR.

* Defined . . . . .	26 & 27 Vic., c. 57, s. 2.
To decide questions as to preferential charges on estates of deceased officers, &c. . . . .	26 & 27 Vic., c. 57, s. 6.
How to dispose of residue of effects of deceased officer or soldier . . . . .	26 & 27 Vic., c. 57, ss. 13—16.

**SECRETARY TO GOVERNMENT.**

- When to be Civil Servant . . . . . 24 & 25 Vic., c. 54.  
 To sign orders and proceedings of Governor General and Council . . . 33 Geo. III, c. 52, s. 39.  
 Senior, when to be acting Governor . . . . . 3 & 4 Wm. IV, c. 85, s. 63.  
 Competent to exercise all powers of Chief Secretary . . . . . Act II of 1834.  
 Requisitions by, for information as to affairs of Presidency Banks to be complied with . . . Act XI of 1876, s. 43.  
 Order by, for re-apprehension of convict on revocation of license to be at large . . . Act V of 1871, s. 25.  
 Declaration regarding acquisition of land to be made under signature of . . . Act X of 1870, s. 6.  
 One to be Trustee of Indian Museum . . . . . Act XXII of 1876, s. 3.  
*See CHIEF SECRETARY; NOTICE OF SUIT.*

**SECURITIES.**

- For money held in trust for Secretary of State in Council . . . . . 21 & 22 Vic., c. 106, s. 48.  
 lent to Native Princes without consent . . . . . 37 Geo. III, c. 142, s. 28.  
 Valuation of, for calculation of stamp duty . . . . . Act I of 1879, s. 21.  
*See BROKER; GOVERNMENT SECURITIES.*

**SECURITY.**

- From defendant before judgment. *See ARREST 3 (c); ATTACHMENT OF PROPERTY, 2; RENT SUIT.*  
 To be given by next friend or guardian *ad litem* for money received in suit by or against minor . . . Act X of 1877, s. 461.  
 On staying or executing decrees under appeal. *See EXECUTION OF DECREE, 3.*  
 To be furnished by applicant for declaration of insolvency . . . (P.) Act IV of 1872, s. 24 (4).  
 Rent not leviable by distress from cultivator who has given . . . Act X of 1859, s. 112.  
 . . . . . Act XVIII of 1873, s. 57 (a).  
 . . . . . Act XIX of 1868, s. 47.  
 Demandable from purchaser of patni taluq. *See PATNI TALUQ, 2.*  
*See BAIL; CROPS; FARMERS; FERRIES; KHAZANCHI; MANAGER; NATIVE OFFICERS; PAWNOR AND PAWNEE; PRINCIPAL AND SURETY; PRIVY COUNCIL, 2; PUBLIC ACCOUNTANT; RECEIVER; REVENUE-PAYING LAND; SALEABLE TENURE; SECURITY FOR COSTS; WAGER.*

**SECURITY FOR COSTS.**

- Plaintiff residing out of British India, liability of, and effect of failure by, to give . . . Act X of 1877, ss. 380—382.  
 To be given by assignee or receiver of insolvent or bankrupt plaintiff, on continuation of suit . . . Act X of 1877, s. 370.  
 by limited Company . . . . . Act X of 1866, s. 66.  
 by next friend on suit by minor in Matrimonial Court. . . Act IV of 1869, s. 49.  
 . . . . . Act VII of 1870, s. 6, sch. II, No. 7.  
 by retiring next friend . . . . . Act X of 1877, s. 447.  
 Power to demand from plaintiff in summary suit on negotiable instrument . . . Act X of 1877, s. 535.  
 When to be taken in Presidency Court of Small Causes . . . Act IX of 1850, ss. 43, 78, 79.  
 in prize cause . . . . . 27 & 28 Vic., c. 25, s. 23.  
 Demandable from appellant . . . . . Act X of 1877, s. 549.  
 To be given by appellant on appeal to Privy Council. . . Act X of 1877, ss. 602, 604, 605, 609.  
 on suit by imprisoned defaulter to contest demand, . . Act XXXIII of 1871, s. 44.  
 on bankruptcy or insolvency of plaintiff . . . Act X of 1877, s. 370.

**SECURITY FOR GOOD BEHAVIOUR.**

- For what period, how and by whom demandable:—  
 From vagabonds . . . . . Act X of 1872, s. 504.  
 . . . . . Act IV of 1877, s. 212.  
 From reputed robbers, house-breakers and thieves, receivers of stolen property or persons of bad livelihood . . . . . Act X of 1872, s. 505.  
 . . . . . Act IV of 1877, s. 213.





**SECURITY FOR GOOD BEHAVIOUR—cont.**

For what period, how and by whom demandable:—

From habitual criminals of the above kind . . . . . Act X of 1872, ss. 506—508.  
 Act IV of 1877, ss. 214, 221.

From person suspected of intention of crossing Panjáb frontier against prohibition

European British subject not liable to be called on for . . . . . Reg. VII of 1873, s. 6.  
 Act X of 1872, s. 517.  
 Act IX of 1874, s. 30.  
 Act IV of 1877, s. 232.

Demand of, by unempowered Magistrate, void . . . . . Act X of 1872, s. 34 (12).  
 Order for furnishing, contents of . . . . . Act X of 1872, s. 509.

enforceable by imprisonment . . . . . Act IV of 1877, s. 222.  
 Act X of 1872, s. 510.

release of person imprisoned under, Act X of 1872, ss. 34 (13), 511, 512.  
 Act IV of 1877, s. 225.

appeal from, by Magistrate of 1st class . . . . . Act X of 1872, s. 267.  
 no appeal from, by Magistrate of District

by Presidency Magistrates, Act X of 1872, s. 286, illus. (d).  
 Act IV of 1877, s. 180, illus. (e).

Bond. Form of . . . . . Act X of 1872, s. 509, sch. II.  
 Act IV of 1877, s. 222, sch. III.

Surety under, discharge of, on application . . . . . Act X of 1872, s. 513.  
 Act IV of 1877, s. 226.

rejection of, on ground of unfitness . . . . . Act X of 1872, s. 516.  
 recovery of penalty from . . . . . Act X of 1872, s. 514.

Act IV of 1877, ss. 228, 229.  
 Act X of 1872, s. 515.

Place and manner of proceedings for demanding . . . . . Act IV of 1877, s. 231.

Previous conviction provable under . . . . . Act X of 1872, s. 515.  
 Act IV of 1877, s. 230.

Failure to furnish. *See* IMPRISONMENT.

*See also* MAGISTRATE OF DIVISION; SUSPECTED PERSONS (Bo.).

**SECURITY FOR KEEPING THE PEACE.**

In what cases, by whom, and for what period demandable from accused on conviction

Act X of 1872, ss. 489, 490.  
 Act X of 1875, s. 140.

Act IV of 1877, ss. 208, 209.  
 Act X of 1872, s. 489.

Accused to be present at time of passing order for . . . . . Act X of 1872, s. 489.

Procedure for demanding, and persons authorized to demand, on information of probable breach  
 of the peace . . . . . Act X of 1872, ss. 491—496.

Act IV of 1877, ss. 215—222.  
 Act X of 1872, s. 34 (10).

Demand of, by unempowered Magistrate void . . . . . Act X of 1872, s. 515.

Manner of taking evidence in proceedings for demand of . . . . . Act X of 1872, ss. 497, 498.

Order for, enforcement of, by imprisonment . . . . . Act IV of 1877, ss. 209, 223.  
 no appeal from. . . . . Act X of 1872, s. 286 illus. (c).  
 Act IV of 1877, s. 180 illus. (b).

does not of itself render sentence appealable . . . . . Act X of 1872, s. 274.

Bond, period of ordinarily . . . . . Act X of 1872, s. 498.  
 Act IV of 1877, ss. 208, 209.

when and how extendible . . . . . Act X of 1872, s. 499.  
 Act IV of 1877, s. 211.

form of . . . . . Act X of 1872, s. 493, sch. II.  
 Act IV of 1877, s. 222, sch. III.

what constitutes breach of . . . . . Act X of 1872, s. 502.  
 Act IV of 1877, s. 227.

penalty on, recoverable when and where . . . . . Act X of 1872, s. 502.  
 Act IV of 1877, ss. 228, 229.

by attachment and sale . . . . . Act X of 1872, ss. 502, 503.  
 Act IV of 1877, ss. 228, 229.



**SECURITY FOR KEEPING THE PEACE—cont.**

- Bond, penalty on, recoverable by imprisonment in Civil Jail . . . Act X of 1872, ss. 502, 503.  
 Act XI of 1874, s. 44.  
 Act IV of 1877, ss. 228, 229.
- Discharge of sureties and recognizances by Magistrate of District . . . Act X of 1872, s. 500.  
 by Presidency Magistrate . . . Act IV of 1877, s. 225.  
 on application . . . Act X of 1872, s. 501.  
 Act IV of 1877, s. 226.  
 by unempowered Magistrate, void . . . Act X of 1872, s. 34 (11).
- Failure to furnish. *See* IMPRISONMENT, 3 (a).

**SECURITY FUND.**

- Of East India Company . . . . . 21 & 22 Vic., c. 106, ss. 42, 71, 73.  
 Mortgages of . . . . . 21 & 22 Vic., c. 106, s. 71.

**SEDITION.**

- Words or acts intended to cause, punishment of . . . Act XLV of 1860, s. 124A.  
 Act XXVII of 1870, s. 5.  
 By military men, punishment for . . . 42 & 43 Vic., c. 33, s. 7.  
 Act V of 1869, Art. 7.  
 • *See also* DRAMATIC PERFORMANCES; VERNACULAR BOOK; VERNACULAR NEWSPAPER.

**SEDUCTION.**

- Loss of service by, limitation of time for suit for. . . Act XV of 1877, s. 4, sch. II, No. 26.

**SEED.**

- Advances for purchase of. *See* TAKKAVI.  
 When exempt from attachment . . . . . (Aj.) Reg. I of 1877, s. 30.

**SELLER. *See* SALE OF GOODS.****SELLER'S LIEN.**

- For price of goods remaining in his possession . . . Act IX of 1872, s. 95.  
 where payment is to be made at future day . . . Act IX of 1872, ss. 96, 97.  
 when buyer becomes insolvent before delivery . . . Act IX of 1872, s. 96.  
 against subsequent buyer . . . Act IX of 1872, s. 98.  
*See* STOPPAGE IN TRANSIT.

- Right of seller to resell goods on which he has, on default of buyer . . Act IX of 1872, s. 107.

**SEMINARIES.**

- Established in India, superintendence of . . . . . 53 Geo. III, c. 155, s. 42.

**SENIOR JUDGE.**

- Official Assignee when appointed by . . . . . 11 & 12 Vic., c. 21, s. 14.

**SENIOR MEMBER OF COUNCIL.**

- Precedency of . . . . . 33 & 40 Geo. III, c. 79, s. 12.  
 24 & 25 Vic., c. 67, ss. 15, 34.

**SENIORITY.**

- Of appointment to give precedence . . . . . 53 Geo. III, c. 155, s. 86.  
 Repeal of provisions requiring, as qualification for certain appointments, 24 & 25 Vic., c. 54, s. 7.

**SENTENCE.**

- Against servants of Company, Court of Directors may not compound or discharge . . . 13 Geo. III, c. 63, s. 35.
- Company not to release, or restore servants dismissed by . . . 33 Geo. III, c. 52, s. 69.
- Of court martial, Company may restore officers removed by . . . 51 Geo. III, c. 75, s. 4.
- Powers of various grades of Courts as to passing . . . Act X of 1872, ss. 15, 18, 20.  
 Act IV of 1877, ss. 11—13.
- To be passed on conviction of accused . . . Act X of 1872, ss. 211, 220.  
 Act IV of 1877, s. 126.





**SENTENCE—cont.**

- On conviction by Court of Session . . . . . Act X of 1872, ss. 261, 263.
- Unauthorized passing of, on proceedings recorded by another Magistrate, renders proceeding void . . . . . Act X of 1872, s. 34 (1).
- Limit of, in case of simultaneous conviction of separate offences . . . . . Act X of 1872, s. 314.  
Act X of 1875, s. 109.  
Act IV of 1877, s. 13.
- When not appealable . . . . . Act X of 1872, ss. 273, 274.  
Act XI of 1874, s. 24.  
Act IV of 1877, s. 167.  
Act X of 1872, s. 297.
- Suspension of, by High Court as Court of Revision . . . . .
- See also* APPELLATE COURT, 2.
- Enhancement of. *See* APPELLATE COURT, 2.
- Certified copy of, receivable in evidence . . . . . Act X of 1872, s. 326.  
Act X of 1875, s. 119.  
Act IV of 1877, s. 154.
- See* APPELLATE COURT, 2; CONFIRMATION; CONVICTION; COURT-MARTIAL, 3; DEATH, 4; FINE; IMPRISONMENT, 3; JUDGMENT, 2 (b); MURDEROUS OUTRAGES; PENAL SERVITUDE; PUNISHMENT; RELEASE; RESPITE; REVISION; SOLITARY CONFINEMENT.

**SENTINEL.**

- Offences by, how punishable . . . . . 42 & 43 Vic., c. 33, s. 6 (11).  
Act V of 1869, arts. 12, 13, 50.
- Striking or forcing, how punishable . . . . . 42 & 43 Vic., c. 33, s. 6 (4).  
Act V of 1869, Art. 27.

**SEPARATE ACCOUNTS.**

- Of land revenue with sharers. *See* JOINT UNDIVIDED ESTATE.

**SEPOY. *See* SOLDIER.****SEPOY MĀLGUZĀRS. *See* ARMY, 3.****SEQUESTRATION.**

- Of estate for recovery of arrears. *See* LAND REVENUE (A.), 2.
- Writ of, in suits against executors or administrators . . . . . 9 Geo. IV, c. 33, s. 4.

**SER. *See* WEIGHTS AND MEASURES.****SERIAL WORK. *See* COPYRIGHT.****SERVANT.**

- Remunerated by share of profits, not thereby rendered partner . . . . . Act IX of 1872, s. 242.
- Of legal adviser, privilege of. *See* WITNESSES, 4.
- Female. *See* SEDUCTION.
- Of persons employed in collecting revenue, not to trade. . . . . 33 Geo. III, c. 52, s. 137.
- See* APPRENTICE; COLLECTOR OF DISTRICT (Bc.) 1; MASTER AND SERVANT; WAGES.

**SERVANTS OF COMPANY.**

- Guilty of oppression triable in England . . . . . 10 Geo. III, c. 47, s. 4.
- Suits against . . . . . 13 Geo. III, c. 63, s. 14.
- Offences committed by, triable by Court of Queen's Bench . . . . . 13 Geo. III, c. 63, s. 39.
- Enactments applicable to . . . . . 21 & 22 Vic., c. 106, s. 64.

*See* COVENANTED CIVIL SERVICE; COURT OF DIRECTORS, GENERAL ISSUE; GIFTS; NATIVES; RESTORATION; SENTENCE; SUPERANNUATIONS.

**SERVANTS OF THE QUEEN.**

- Definition of . . . . . Act XLV of 1860, s. 14.
- Within dominions of allied princes, power to legislate for . . . . . 24 & 25 Vic., c. 67, s. 22.  
28 Vic., c. 17, s. 1.
- punishment of offence committed by. . . . .
- See* FOREIGNER; GOVERNMENT SERVANTS; PUBLIC OFFICER; PUBLIC SERVANT.

SERVICE OF PROCESS. *See* PROCESS.

**SERVICE TENURE.**

Claims to, when excepted from jurisdiction of civil courts . . . Act X of 1876, s. 4 (a).  
*See* CHAUKIDARI CHAKARAN LANDS; HEREDITARY OFFICES.

**SESSIONS CASE.**

Definition of . . . Act X of 1872, s. 4, & sch. IV.  
 Powers of Court of Session or Magistrate of District to direct commitment of, or further enquiry into subject matter of complaint in . . . Act X of 1872, s. 296.  
 . . . Act XI of 1874, s. 29.  
 Conviction of employer in, forms ground for cancellation of assignment or contract of immit-grant . . . Act III of 1876, s. 80.  
 . . . Ben. Act VII of 1873, s. 135.

*See* COURT OF SESSION, 3; INQUIRY.

SESSIONS COURT. *See* COURT OF SESSION.

SESSIONS DIVISION. *See* COURT OF SESSION, 2.

**SESSIONS JUDGE.**

Chief Commissioner to be, for Andaman and Nicobar Islands . . . Reg. III of 1876, s. 13.  
 Indemnity for, irregularly appointed before 1871 . . . (Be., N.) Act XIX of 1871, s. 7.  
 Report as to unprofessional conduct of pleader, &c., to be made through . . . Act XVIII of 1879, s. 14.

Ex-officio visitor of district jail . . . Bom. Act II of 1874, s. 45.  
 Duty of, as visitor of State prisoners . . . Ben. Reg. III of 1818, s. 4.  
 . . . Act IV of 1872, s. 3, sch. I.

*See* COMMISSIONER OF DIVISION (Bu.); COURT OF SESSION; MAULMAIN, JUDGE OF;  
 MURDEROUS OUTRAGES; NILGIRI HILLS.

**SET-OFF.**

When allowable, inquiry into and effect of . . . Act IX of 1850, s. 39.  
 . . . Act X of 1877, s. 111.  
 Allowance of, to be set forth in plaint . . . Act X of 1877, s. 50 (f).  
 Orders allowing or disallowing, appealable . . . Act X of 1877, s. 588 (7).  
 . . . Act XII of 1879, s. 90.  
 Form, contents and effect of decree allowing . . . Act X of 1877, s. 216.  
 Of costs against sum found due . . . Act X of 1877, s. 221.  
 Of compensation allowed by Magistrate out of fine, in suit for damages for Criminal Act in suit for damages for cattle trespass . . . Act I of 1871, s. 30.

*See* RENT SUITS; WRITTEN STATEMENT.

**SETTLEMENT.**

Voluntary, injunction issuable to prevent alienation of subject-matter of . . . Act I of 1877, s. 54, illus. (g).  
 . . . bar to specific enforcement of contract relating to subject-matter of—  
 . . . for person having notice thereof . . . Act I of 1877, s. 24 (d).  
 . . . for vendor or lessor being maker thereof . . . Act I of 1877, s. 25.  
 Voluntary, rectification and cancellation of, when and how effected by suit . . . Act I of 1877, ss. 31—34, 39—41.  
 Testamentary directions to execute, when specifically enforceable . . . Act I of 1877, s. 30.  
 Provision for legatee by, effect of, on previous legacy . . . Act X of 1865, s. 166.  
 On marriage, specific performance of, by whom obtainable . . . Act I of 1877, s. 23 (c).  
 Agreement to make, chargeable with stamp duty as settlement . . . Act I of 1879, s. 3 (19).  
 Stamp duty on, amount of . . . Act I of 1879, ss. 4, 5, sch. I, No. 57.  
 . . . by whom payable . . . Act I of 1879, s. 29 (a).  
 . . . where several instruments used in single transaction . . . Act I of 1879, s. 6.

*See* IMMOVEABLE PROPERTY; MATRIMONIAL COURT.

**SETTLEMENT OF LAND.**

Exemption from court-fee of applications relating to assessment of land or ascertainment of rights in course of . . . Act VII of 1870, s. 19, ix.

*See* KHAS MAILALS, LAND REVENUE, REVENUE SETTLEMENT.





**SETTLEMENT OF LAND (Bo.).**

Power to order revenue survey for purposes of, and fix term of

Bonn. Act V of 1879, ss. 95, 102, 112.

*See also* REVENUE SURVEY.Notification of, ~~suit~~ relating to effect or validity of, excluded from jurisdiction of civil court

Act X of 1876, s. 4 (b).

With whom to be made

Bonn. Act V of 1879, s. 54.

*See* KHOTES; TALUQDARI SETTLEMENT OFFICER; LAND REVENUE, (Bo.) 1.**SETTLEMENT OF LAND (Be.).**

1. Bengal, Behar and Orissa.

2. Katak.

**1. Bengal, Behar and Orissa.***(a) General Rules.*

Application of provisions regarding, contained in Reg. VII of 1822 :—

to all estates other than those permanently settled . . . Ben. Reg. IX of 1825, s. 2 (1).

to estates held khás . . . Ben. Reg. IX of 1825, s. 2 (2).

Ben. Act X of 1867, s. 3.

to Sundarbans, hill lands of Bhágulpur and waste and forest lands not included in maháls . . . Ben. Reg. IX of 1825, s. 2 (3).

With whom to be made :—

generally . . . Ben. Reg. VIII of 1793, s. 4.

Ben. Reg. VII of 1822, s. 3.

in case of proprietors in arrear . . . Ben. Reg. VIII of 1793, s. 22.

joint proprietors . . . Ben. Reg. VII of 1822, s. 10 (3)—(10).

females, minors, idiots and lunatics not being partners with qualified proprietors . . . Ben. Reg. VIII of 1793, ss. 20, 21.

several parties having separate interests of different kinds

Ben. Reg. VII of 1822, ss. 9 (2), 10.

inferior and superior proprietors . . . Ben. Reg. VII of 1822, ss. 9, 10.

dispute as to possession or boundaries . . . Ben. Reg. VIII of 1793, ss. 30—32.

Power to make, with persons in possession of resumed grants instead of with zamindárs, &amp;c.

Ben. Reg. XIII of 1825.

with *istimrárdárs* holding on pattás . . . Ben. Reg. VIII of 1793, s. 19.

separately with co-proprietors in separate possession

Ben. Reg. VIII of 1793, s. 27.

With particular person not to compromise rights of other persons. Ben. Reg. VII of 1822, s. 4.

Procedure on refusal of terms of . . . Ben. Reg. VII of 1822, ss. 3, 7 (5) 1 (6) (10).

Ben. Reg. VIII of 1793, s. 43.

Period of continuance of, defined . . . Ben. Reg. IV of 1828, s. 2 (4).

Revised, power to grant leases for and effect thereof . . . Ben. Reg. VII of 1822, ss. 6, 7.

Ben. Reg. IX of 1833, s. 2.

Not to be final without confirmation of Government . . . Ben. Reg. III of 1822, s. 5 (1).

Bandobasti parwána to be issued on completion of . . . Ben. Reg. II of 1793, s. 40.

Rent demandable from raiyats and under-tenants at :—

how fixed, and from and for what period to take effect

Ben. Act VIII of 1879, ss. 4—8, 12, 13.

notice of, and suit to contest

Ben. Act VIII of 1879, ss. 9—11.

*See* ALLUVION AND DILUVION (Be.); LAND REVENUE (Be.) 1 (a); RECORD OF RIGHTS (Be.); REVENUE-FREE LANDS (Be.) 4; SONTAL PARGANAS; WASTE LANDS, 1.*(b) Settlement officer.*

Powers of, as to enforcing attendance of witnesses . . . Ben. Reg. VII of 1822, s. 19.

Empowered to depute tahsildár, kánúngo or amín to make enquiries preparatory to settlement,

and powers of such officers

Ben. Reg. VII of 1822, s. 24.

*See also* DISPUTED POSSESSION (Be.); SUMMARY SUITS (Be.).

Empowered to declare nature and extent of interests of persons in possession of land, subject to suit in civil court to try the right. Ben. Reg. VII of 1822, s. 14 (1)—(3).

restore possession to persons wrongfully dispossessed within a year

Ben. Reg. VII of 1822, s. 14 (4) (5).

take cognizance of claims to property in resumed maháls

Ben. Reg. VII of 1822, s. 15



**SETTLEMENT OF LAND (Be.)—cont.****1. In Bengal, Behar and Orissa—cont.****(b) Settlement Officer—cont.**

Empowered to take cognizance of claims to lands held *lâkhirâj* or on *mukarrari* tenure

Ben. Reg. VII of 1822, s. 17.

May be specially empowered to take cognizance of claims to property in any estate under settlement

Ben. Reg. VII of 1822, s. 16.

To be judge of question of jurisdiction

Ben. Reg. VII of 1822, s. 18.

Special powers of, as to resumption of revenue-free lands

Ben. Reg. IX of 1825, ss. 5, 6.

Powers of, as to fixing and enhancing rent of *raiya*s and under-tenants, Ben. Act VIII of 1879.

See **SONTAL PARAGANAS**.

Conferral of powers of, on revenue officers making partitions of estates

Ben. Act VIII of 1876, s. 141.

Certain powers vested in Collector as, subject to power of Government to restrict them

Ben. Reg. VII of 1822, s. 20.

Employment of Deputy Collector to perform duties of

Ben. Reg. IX of 1833, s. 21.

**2. Katak:**

All Regulations relating to settlement in Bengal Proper applied to, with exception of certain tracts

Ben. Reg. XII of 1805, ss. 1, 36, 37.

To be made with actual proprietors or mortgagees in possession, and with *talugdars* and *mukaddams*

Ben. Reg. XII of 1805, ss. 2—6.

Persons accepting, to give security and grant *patâs* to under-tenants

Ben. Reg. XII of 1805, s. 4, (13), (14).

Lands for which settlement not accepted to be held *khâs*

Ben. Reg. XII of 1805, s. 4, (11).

Continuance and duration of

Ben. Act X of 1867.

Management and farm of estates of proprietors dissenting from

Ben. Reg. XII of 1805, s. 4, (11).

Ben. Act X of 1867, ss. 2, 3.

Liability of *mâlguzars* for jama fixed by

Act VI of 1837.

See **LAND REVENUE (Be.)**, 1 (b).

**SETTLEMENT OF LAND (N.)****1. General Rules.****2 Settlement Officer.****1. General Rules.**

Notification of commencement and closing of

Act XIX of 1873, ss. 36, 37.

Boundary disputes at. See **BOUNDARIES**; **BOUNDARY-MARKS**.

With whom to be made generally

Act XIX of 1873, ss. 43, 44, 53—61.

Act VIII of 1879, s. 6.

See also **MORTGAGOR AND MORTGAGEE**, 1 (b).

in case of several parties having separate interests of different kinds

Act XIX of 1873, ss. 53—55.

inferior and superior proprietors

Act XIX of 1873, ss. 54, 55, 65 (f).

Act VIII of 1879, s. 7.

Procedure on refusal of terms of, by person entitled

Act XIX of 1873, ss. 48—52, 54, 57.

See **PATTIDAR MAHAL (N.)**; **SIR-LAND**.

Disposal of suits pending on conclusion of

Act XIX of 1873, s. 259.

Certain claims relating to, or arising out of, proceedings on refusal to accept, excluded from cognizance of civil courts

Act XIX of 1873, s. 241 (b), (c), (d), (g).

Final, on confirmation by Local Government

Act XIX of 1873, s. 92.

Period of, to be fixed by Local Government

Act XIX of 1873, s. 92.

On expiry of period of, conditions to hold good till new settlement

Act XIX of 1873, s. 191.

Annulment of, for arrears of revenue in what case may be ordered by Board

Act XIX of 1873, s. 158.

direct management or farm on. See **DIRECT MANAGEMENT (N.)**; **FARM**.

term of, and effect of, on incumbrances and responsibility of co-sharers

Act XIX of 1873, ss. 159, 164, 165.

New, after expiry of period of annulment for arrears

Act XIX of 1873, s. 165.

See **CESSSES (N.)**; **DEPUTY COLLECTOR (Be., N.)**; **FAMILY DOMAINS OF MAHARAJA OF BENARES**; **WASTE LANDS (N.)**.





SETTLEMENT OF LAND (N.)—*cont.***2. Settlement Officer.**

- Appointment and general powers of . . . . . Act XIX of 1873, ss. 38, 41.  
 Included in term ~~Revenue~~ Court for purposes of Land Revenue Act, . . . Act XIX of 1873, s. 3 (9).  
 General powers of . . . . . Act XIX of 1873, ss. 238, 239.  
 Investiture of, with powers of Collector . . . . . Act XIX of 1873, s. 240.  
 Power of, to refer cases to, and withdraw cases from, subordinates . . . Act XIX of 1873, s. 18.  
     to require attendance of parties and witnesses, and production of documents . . . Act XIX of 1873, s. 42.  
     to refer dispute to arbitration without consent of parties, . . . Act XIX of 1873, s. 220.  
 Order for enhancement of rent of occupancy or ex-proprietary tenant by . . . Act XVIII of 1873, s. 12.  
 Investiture of officer with powers of, during currency of settlement . . . Act XIX of 1873, s. 92.  
*See* BOUNDARY MARKS; LANDLORD AND TENANT (N.); RENT-FREE LANDS (N.);  
 REVENUE-FREE LANDS.

## SETTLEMENT OF LAND (P.).

## 1. General Rules.

## 2. Settlement Officer

**1. General Rules.**

- Commencement, notification, continuance, sanction, and close of . . . . . Act XXXIII of 1871, ss. 7, 8, 11, 12, 17.  
 Notification by Local Government to be conclusive evidence of, being in progress . . . Act XVII of 1877, s. 49.  
 Instructions for, contents of, and prohibition against production of, in evidence . . . Act XXXIII of 1871, s. 9.  
 Definition of summary, regular and revised . . . . . Act XXXIII of 1871, s. 10.  
 Of excess waste lands, how to be made . . . . . Act XXXIII of 1871, s. 27.  
*See* FORESTS; MINES; QUARRIES.  
 With whom to be made generally, and in case of joint or superior and inferior owners . . . Act XXXIII of 1871, s. 30.  
 Offer of, agreement to accept, refusal of, and procedure thereon . . . . . Act XXXIII of 1871, ss. 31—37.  
 Conditions of, to remain in force till making of new . . . . . Act XXXIII of 1871, s. 38.  
 Claims to, not cognizable by Civil Court . . . . . Act XXXIII of 1871, s. 65 (5).  
 Special rules of limitation in Peshāwar District for claims to immoveable property made during  
     revision of . . . . . Reg. I of 1871.  
 Cancellation of, for arrears of revenue, in what cases and by whom may be ordered . . . Act XXXIII of 1871, s. 51.  
     effect of, on incumbrances and powers of Deputy Commissioner on . . . . . Act XXXIII of 1871, ss. 51, 52.  
     allowance to be made to land-owners on . . . . . Act XXXIII of 1871, s. 53.  
*See also* ALLUVION AND DILUVION; DIRECT MANAGEMENT (P.); FARM; FARMER;  
 HAZARA DISTRICT; REVENUE-FREE LANDS (P.); WASTE LANDS (P.).

**2. Settlement Officer.**

- Appointment and removal of, and conferral of judicial powers on, to be notified . . . Act XXXIII of 1871, ss. 11 (2), 13.  
 Power of Local Government to declare the order of performance of duties of . . . Act XXXIII of 1871, s. 12.  
 Proof, effect, and record of judicial decisions of . . . . . Act XXXIII of 1871, ss. 14 (6), 15.  
 Powers of, as to erection and repair of boundary marks . . . . . Act XXXIII of 1871, s. 22.  
     issue of commissions, compelling production of evidence and reference of cases  
     to arbitration . . . . . Act XXXIII of 1871, ss. 23, 24.  
     entry on land for purpose of making plans, surveys, &c. . . . . Act XXXIII of 1871, s. 25.  
 Investiture of, with jurisdiction of Civil Courts in respect of suits relating to land, &c. . . Act XVII of 1877, ss. 49, 50.  
 Rules for form, &c., of reports of . . . . . Act XXXIII of 1871, s. 66.







**SETTLEMENT OF LAND (Aj.).**

- With whom to be made, and term of . . . . . Reg. II of 1877, ss. 57—59.  
 Offer of, and acceptance and refusal thereof . . . . . Reg. II of 1877, ss. 60—62.  
 Exclusion of, and allowance to persons refusing . . . . . Reg. II of 1877, s. 63.  
 Application of rules to previous . . . . . Reg. II of 1877, s. 72.  
 Cancellation of, for arrears of revenue, power to order and term of, Reg. II of 1877, ss. 92, 93, 95.  
     effect of, as to incumbrances, &c.. Reg. II of 1877, s. 94.

*See also* DIRECT MANAGEMENT (Aj.); FARM; SETTLEMENT RECORD (Aj.).

**SETTLEMENT OFFICER.** *See* SETTLEMENT OF LAND (Be.) 1 (b), (N.) &c., 2.

**SETTLEMENT RECORDS.**

Exempted from registration, but not to be deemed registered for certain purposes

- Inspection and copies of . . . . . Act III of 1877, s. 90.  
     *See* RECORD OF RIGHTS.

**SETTLEMENT RECORD (P.).**

- Presumption as to correctness of entry in . . . . . Act XXVIII of 1868, s. 6.  
     Reg. III of 1873, s. 6.  
 Entries in, how far binding as between landlord and tenant . . . Act XXVIII of 1868, ss. 2, 6.  
     Act XXXIII of 1871, s. 21.  
     Reg. III of 1873, ss. 2, 6.

**SETTLEMENT RECORD (O.).**

- Notification of, and general rules as to form, contents and attestation of  
     Act XVII of 1876, ss. 14, 16.  
 Matters relating to formation, attesting, &c., of, excluded from cognizance of Civil Courts  
     Act XVII of 1876, s. 219 (c).  
 Presumption as to truth of entries in . . . . . Act XVII of 1876, s. 17.  
 Errors in, how and by whom corrected . . . . . Act XVII of 1876, s. 57.  
 Certified copy of, to accompany application for partition . . . Act XVII of 1876, s. 70.

**SETTLEMENT RECORD (Aj.).**

- Preparation, contents, delivery to Collector, and maintenance of  
     Reg. II of 1877, ss. 65, 66, 69, 70, 72.  
 Entries in, presumed to be correct, and manner of contesting . . . Reg. II of 1877, ss. 67, 68, 72.  
 Continuance of, till preparation of new . . . . . Reg. II of 1877, ss. 71, 72.

**SETTLEMENT REGISTER (Bo.).**

- Preparation, contents, and custody of, and correction of errors in  
     Bom. Act V of 1879, ss. 108—110.  
 Mutations not to be entered in . . . . . Bom. Act V of 1879, s. 110.  
 Claims against Government to make, alter or omit entries in, excluded from jurisdiction of civil court . . . . . Act X of 1876, ss. 4 (d), 5.

**SEWAGE.** *See* MUNICIPALITIES (M.) &c., 4; PRESIDENCY MUNICIPALITIES.

**SEWERS.** *See* BOMBAY CITY MUNICIPALITY, 4; CALCUTTA MUNICIPALITY, 4; MADRAS CITY MUNICIPALITY, 4; MUNICIPALITIES (M.) &c., 4.

**SEYCHELLES.**

- Emigration to, legalized . . . . . Act VII of 1871, s. 23.  
 Probable length of voyage to . . . . . Act VII of 1871, s. 83.

**SHAREHOLDER.** *See* COMPANY, 21 (b).

**SHARER.** *See* CO-SHARER; JOINT UNDIVIDED PROPERTY.

**SHARES.**

- Stamp duty on agreement, note or memorandum relating to sale of  
     Act I of 1879, ss. 4, 5, Sch. I, Nos. 5 (a), 146.  
     transfer by endorsement of, amount of, Act I of 1879, ss. 4, 5 Sch. I, No. 60.  
     payable by adhesive stamp, Act I of 1879, s. 10 (e).  
 How attached in execution of decree . . . . . Act X of 1877, s. 268.  
 Saleable through broker when attached in execution of decree . . . Act X of 1877, s. 296.  
 Delivery and conveyance of on sale in execution of decree and receipt of dividends on, while under attachment . . . . . Act X of 1877 ss. 301, 302, Sch. IV, No. 148.



**SHEDS.** *See* BOMBAY CITY MUNICIPALITY, 4; CALCUTTA MUNICIPALITY, 4; MADRAS CITY MUNICIPALITY, 4; MUNICIPALITIES, (M.), &c. 4.

**SHEET.** *See* CATTLE; CATTLE DISEASE; POUNDS.

**SHELLS.**

In forests. *See* FOREST PRODUCE.

**SHELL FISH.**

Fishing for. *See* FISHERIES.

**SHEPHERD.**

Keeping of animals by. *See* ANIMALS

**SHERIFF.**

Fees of, for execution of mufassal process . . . . . Act VIII of 1852, ss. 1—7.

Liability of, for escape of prisoner arrested on mufassal process . . . . . Act VIII of 1852, s. 8.

To bring up body before Court to which writ of *habeas corpus* is returnable, 31 Char. II, c. 2, s. 1.

Powers and liabilities of, in respect of persons committed by High Court in execution of decree, for contempt, &c., not affected by Bombay Jails Act. . . . . Bom. Act II of 1874, s. 4.

Registration of document executed by, in official capacity . . . . . Act III of 1877, s. 88.

*See* FEES; PRISONER.

**SHIP.**

Defined . . . . . 27 & 28 Vic., c. 25, s. 2.

Port to which, belongs . . . . . Act X of 1841, s. 26.

Equipping, &c., of, for service of State at war with friendly State. *See* FOREIGN ENLISTMENT.

Rash navigation of, and conveying passengers for hire in overloaded or dangerous

Act XLV of 1860, ss. 280, 282.

Casting away, or destroying or attempting to destroy by fire or explosive substance

Act XLV of 1860, ss. 437—439.

Act to regulate trade of . . . . . 3 & 4 Vic., c. 56.

17 & 18 Vic., c. 104, s. 108.

Mortgage of. *See* INSOLVENT DEBTORS (c).

Offences committed on. *See* HIGH SEAS; SEA; TERRITORIAL WATERS.

*See* BOTTOMRY BOND; CANAL, 2; CHARTER PARTY; COASTING TRADE; CONDEMNATION; CONVOY; CRIMES; DAMAGE; MERCHANT SHIPPING; NOTE OF PROTEST; RESPONDENTIA BOND; SALVAGE; VESSEL.

**SHIP-OF-WAR**

Defined . . . . . 27 & 28 Vic., c. 52, s. 2.

**SHIP-PAPERS**

Defined . . . . . 27 & 28 Vic., c. 52, s. 2.

**SHIP REGISTRY.** *See* MERCHANT SHIPPING, 1 (c).

**SHIP'S STORES.**

No drawback of excise duty on spirits shipped as . . . . . Act X of 1871, s. 84.

*See also* SEA CUSTOMS, 3 (c).

**SHIP SURVEYOR.** *See* MERCHANT SHIPPING, 5 (c).

**SHIPPING.** *See* MERCHANT SHIPPING.

**SHIPPING MASTER.** *See* MERCHANT SHIPPING 2 (h.)

**SHIPPING OFFICE.** *See* MERCHANT SHIPPING, 2 (h).

**SHIPPING ORDER.**

Stamp duty payable on . . . . . Act I of 1879, ss. 4, 5, sch. I, No. 58.

**SHOLAPUR DISTRICT.**

Trial of certain suits in. *See* DEKKHAN AGRICULTURISTS; DEKKHAN SARDARS; SUBORDINATE JUDGES (Bo.).

**SHOOTING.** *See* ANIMALS; FORESTS, 1 (d); HUNT.





**SHOPS.**Tax on. *See* HOUSES; SINDH.Inspection and search of. *See* AKBARI; EXCISE; HOUSES; MUNICIPALITIES (M.) &c., 4;  
SEARCH WARRANT.**SHOP BOOK.**

Production and filing of, in Civil Suits . . . . . Act X of 1877, s. 62.

Entries in, how marked and filed on record, on production in evidence . . . . . Act X of 1877, s. 141.

*See* ACCOUNT BOOKS.**SHROFF.** *See* CHEQUE; MONEY-CHANGER; SARRAF.**SHROTRIYAMDARS.** *See* LANDHOLDERS (M.); ZAMINDARS.**SIBSAGAR.** *See* BENGAL EASTERN FRONTIER.**SICK LEAVE.**

Court of Directors empowered to make regulations as to . . . . . 16 &amp; 17 Vic., c. 95, s. 32.

**SICKNESS.**

Salaries payable in case of, during absence . . . . . 7 Wm. IV, &amp; 1 Vic., c. 47, s. 1.

When exempt from attendance before Registering Officer . . . . . Act III of 1877, ss. 33, 38.

*See also* PRISONER.**SIGNATURE.**

Of proceedings at presidencies . . . . . 53 Geo. III, c. 155, s. 79.

Of Acts of Council . . . . . 39 &amp; 40 Geo. III, c. 79, s. 12.

*See* SECRETARY OF STATE FOR INDIA.

Of documents, proof of, required . . . . . Act I of 1872, ss. 67, 69.

Presumption of genuineness of—

of Magistrate on warrant . . . . . Act XXIV of 1859, s. 54.

Act V of 1861, s. 43.

Bom. Act VII of 1867, s. 43.

of officer in proceedings under Indian Articles of War

Act V of 1869, pt. III (f).

admissible in English Court without proof . . . . . Act I of 1872, s. 82.

*See* CHEMICAL EXAMINER; HANDWRITING; JUDICIAL NOTICE; PRESUMPTION, 1.**SILENCE.**Fraudulent. *See* FRAUD.

Contract of guarantee, when void for, of creditor . . . . . Act IX of 1872, s. 143.

**SILHAT FRONTIER.**

Trade on, free to all, subject to restrictions as to arms, &amp;c., and passage of armed men

Ben. Reg. I of 1799, ss. 1—3.

powers and liabilities of Magistrate and Police in enforcing restrictions on

Ben. Reg. I of 1799, ss. 4—8.

Power of Board of Revenue to authorize sale of personal property of defaulters in first  
instance for arrears of revenue in . . . . . Act XI of 1859, s. 4.

Realization of arrears in Government Estates in . . . . . Reg. IV of 1875.

Emigration to. *See* EMIGRATION, 4; IMMIGRATION, 2.**SILIGORE.** *See* DARJEELING STEAM TRAMWAY.**SILKWORMS.** *See* FOREST PRODUCE.**SILVER.** *See* COIN; PAPER CURRENCY.**SINDH.**

Included in Scheduled Districts . . . . . Act XIV of 1874, s. 1, sch. I.

Act XV of 1874, s. 2, sch. VI.

Commissioner in, delegation of powers of Local Government to . . . . . Act V of 1868.

Bombay District Municipal Act extended to . . . . . Bom. Act I of 1879.

Provisions regarding jails in Bombay to apply to . . . . . Bom. Act II of 1874, s. 7.

Application of Bombay District Police Act to . . . . . Bom. Act VII of 1867, s. 46.

**SINDH—cont.**

- Jurisdiction of Civil and Criminal Courts in . . . . . Bom. Act XII of 1866.  
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**SINDH FRONTIER.**

- Power of Collector to prohibit intercourse with, and punish hostile frontier tribe  
 Reg. V of 1872, s. 1.  
 Sanction of Collector required to erection of hamlet, village, tower, or walled enclosure within  
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Right of occupancy not acquired in, when let from year to year or for a term  
 (De. C.) Act X of 1859, s. 6. | Ben. Act I of 1879, s. 6.  
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Right of occupancy in, of land-holder losing proprietary right in mahál  
 (N.) Act XVIII of 1873, s. 7. | (O.) Act XXVIII of 1868, s. 5 (2).  
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*See* PARTITION OF ESTATES.

**SITANG.**

Levy of customs duty on. *See* RIVER CUSTOMS.

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**SKILL.**

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1. Duties		2. Exemptions.		3. Management.
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**1. Duty.**

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## 2. Postage.

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**STAMPS—cont.**

**1. For Court Fees—cont.**

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**2. Postage.**

- Issue and management of . . . . . Act XIV of 1866, ss. 36, 37.  
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Power of Volunteer to apprehend person committing or abetting commitment of  
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- To cease to be part of India . . . . . 29 & 30 Vic., c. 115.  
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To be *ex-officio* president of Local Fund Committee . . . Bom. Act III of 1869, s. 2.  
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- Power to form . . . . . Act XVIII of 1876, s. 45.  
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- Powers of, for control, &c., of village pancháyats and chaukidárs . . . . . Ben. Act VI of 1876, ss. 20, 35, 38, 44—47, 62.  
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- Number of, and locality of court of . . . . . Act III of 1873, ss. 4, 5.  
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- Special powers of, for trial of certain small causes and suits by or against agriculturists without appeal . . . Act XVII of 1879, ss. 3—10, 74.  
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Act X of 1872, ss. 328, 329.

Act IV of 1877, s. 156.

Of Judge or Magistrate, issue of warrant for levy of fine by . . . . . Act X of 1872, s. 307.

Act IV of 1877, s. 185.

**SUDDEN DEATH.** *See* **DEATH.**

**SUGAR.**

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**SUICIDE.**

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Attempt to commit, penalty for . . . . . Act XLV of 1860, s. 309.  
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 Act V of 1869, art. 48.

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**SUIT.** *See* **ACTIONS**; **CIVIL SUITS**; **GENERAL ISSUE**; **PENDING SUITS**; **SECRETARY OF STATE  
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**SUMMARY JURISDICTION.** *See* **SMALL TENEMENT**; **SUMMARY SUIT**; **SUMMARY TRIAL.**

**SUMMARY ORDER.**

Court-fee on plaint, &c., in suit to set aside . . . . . Act VII of 1870, s. 6, sch. II, No. 17i.

**SUMMARY SETTLEMENT (Bo.).**

Power to effect, with claimants to exemptions from land revenue assessment  
 Bom. Act II of 1863.  
 Bom. Act VII of 1863.

**SUMMARY SUIT, CIVIL.**

In cases of wrongful possession on successions. *See* **SUCCESSION**, 5.  
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**SUMMARY SUIT, REVENUE.** *See* **RENT SUITS.**

**SUMMARY SUIT, REVENUE (Bo.).**

Conduct of and record of evidence at . . . . . Bom. Act V of 1879, ss. 195, 196.  
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**SUMMARY SUITS, REVENUE (Bc.).**

Investiture of Collector with power to try, and nature of causes triable as  
 Ben. Reg. VII of 1822, s. 20, (1) (2).  
 Ben. Reg. IX of 1825, s. 3.  
 Limitation of time for . . . . . Ben. Reg. VII of 1822, s. 20, (3).  
 Rules of procedure in trial of . . . . . Ben. Reg. VII of 1822, ss. 21, 26.  
 Collector to have powers of Civil Court for trial of . . . Ben. Reg. VII of 1822, s. 23, (1).  
 To be tried in open Court, in any part of District . . . Ben. Reg. VII of 1822, s. 28.  
 Execution of awards in . . . . . Ben. Reg. VII of 1822, s. 23, (3).  
 Appeal to Board of Revenue from decision in, when allowed, and limitation for  
 Ben. Reg. VII of 1822, s. 29.  
 Ben. Act III of 1868.  
 Concurrent and appellate jurisdiction of Civil Courts as to cases triable by Collectors as  
 Ben. Reg. VII of 1822, ss. 23 (2), 29 (6), 30, 31.  
 Periodical reports of, to be submitted by Collector to Board of Revenue  
 Ben. Reg. VII of 1822, s. 32.





**SUMMARY SUITS, REVENUE (Be.)—cont.**

Reference of, to arbitration, procedure and effect of award on . . . Ben. Reg. VII of 1822, s. 33.  
 Ben. Reg. IX of 1833, ss. 5—10.  
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*See RENT SUITS (Be.), 2.*

**SUMMARY SUIT, REVENUE (N.).**

For recovery of illegal cesses exacted by landholders on account of opium cultivation . . . Act XIII of 1857, s. 18.

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**SUMMARY TRIAL.**

What Magistrates and Benches empowered to hold . . . Act X of 1872, ss. 222—225.  
 By Magistrate not empowered, void . . . Act X of 1872, s. 34 (4).  
 In respect of what offences, may be held . . . Act X of 1872, ss. 222, 225.  
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 offences relating to ferries . . . Act XVII of 1878, s. 30.  
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 certain forest offences . . . Act VII of 1878, s. 65.  
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 Procedure to be followed in . . . Act X of 1872, s. 226.  
 Record of, in unappealable cases . . . Act X of 1872, s. 227.  
 appealable cases . . . Act X of 1872, s. 228.  
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 when may be prepared by Clerk of Bench of Magistrates . . . Act X of 1872, s. 230.  
 Sentences on, when not appealable . . . Act X of 1872, s. 274.  
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**SUMMONS.**

1. Civil. | 2. Criminal. | 3. Revenue and Miscellaneous.

**1. Civil.****(a) To Defendant.**

Signature, sealing, issue, contents, and form of . . . Act IX of 1850, ss. 24, 26.  
 . . . Act X of 1877, ss. 64—71, sch. IV, Nos. 117—119.  
 . . . Act XII of 1879, ss. 1, 14.  
 . . . Act XVII of 1879, s. 7.  
 To be accompanied by copy of plaint or concise statement of claim . . . Act X of 1877, s. 65.  
 In summary suit on negotiable instrument . . . Act X of 1877, s. 532, sch. IV, No 172.  
 . . . Act XII of 1879, s. 101.

In suit against public officer. *See PUBLIC OFFICER.*

Government. *See SECRETARY OF STATE FOR INDIA IN COUNCIL, 5.*

For final disposal, to issue in suits heard by Mufassal Courts of Small Causes

. . . Act XI of 1865, s. 18.  
 . . . Act X of 1877, s. 68.  
 Service of, mode of generally . . . Act IX of 1850, s. 26.  
 . . . Act X of 1877, ss. 72, 73, 75—79, 81.  
 in case of several defendants . . . Act X of 1877, s. 74.  
 when defendant cannot be found or refuses to accept service . . . Act X of 1877, ss. 80, 82.  
 . . . Act XII of 1879, s. 1.  
 substituted . . . Act X of 1877, ss. 82, 84.  
 beyond jurisdiction in Presidency Town or Rangoon, . . . Act X of 1877, s. 86.  
 elsewhere in British India . . . Act IX of 1850, s. 29, 30.  
 . . . Act X of 1877, s. 85, sch. IV, Nos. 120, 121.  
 out of British India . . . Act X of 1877, ss. 89, 90.  
 when defendant is in jail . . . Act X of 1877, ss. 87, 88.  
 on added defendants . . . Act X of 1877, ss. 32, 33.  
 on Company or Corporation . . . Act X of 1877, s. 436.  
 on military men . . . Act X of 1877, s. 468.



**SUMMONS—cont.****1. Civil—cont.****(a) To Defendant—cont.**

Service of, proof of . . . . . Act X of 1877, ss. 81, 82.

Act IX of 1850, s. 30.

procedure on failure of proof of, or on proof of being too late, Act X of 1877, s. 100.

cost of. *See* PROCESS FEE.

Power of Court to substitute letter for, and manner of sending such letter

Act X of 1877, ss. 91, 92.

*See* VILLAGE MUNSIFS.

**(b) To Witness.**

When issuable, contents and form of . . . . . Act X of 1877, ss. 159, 163, 164.

Time and manner of service of . . . . . Act X of 1877, ss. 166, 167.

Consequences of failure to comply with . . . . . Act X of 1877, s. 174.

*See also* ASCENDING WITNESS; FOREIGN COURT; PROCESS; VILLAGE MUNSIFS.

**2. Criminal.****(a) To Accused, &c.**

In what cases ordinarily to issue in first instance . . . . . Act X of 1872, s. 2, sch. IV.

Act XI of 1874, s. 1.

Act IV of 1877, s. 4, sch. II.

On what ground issuable . . . . . Act X of 1872, ss. 139, 140, 147, 148.

Act IV of 1877, ss. 25, 27, 33, 34.

May issue instead of warrant . . . . . Act X of 1872, s. 149.

Act IV of 1877, s. 35.

For offence committed beyond local jurisdiction of Magistrate . . . . . Act X of 1872, s. 157.

Act IV of 1877, s. 54.

Form and contents of . . . . . Act X of 1872, s. 152.

Act IV of 1877, s. 47.

To show cause for not giving security for good behaviour . . . . . Act X of 1872, ss. 513, 515.

Act IV of 1877, s. 216.

to keep the peace when issuable

Act X of 1872, ss. 491, 501.

Act IV of 1877, ss. 215, 226.

form and contents of

Act X of 1872, s. 492.

Act IV of 1877, s. 216.

Service of, by whom and how effected . . . . . Act X of 1872, ss. 153—155.

Act IV of 1877, ss. 48, 49.

when issued by Presidency Magistrate, receipt to be given on

Act IV of 1877, ss. 48, 49, 51.

outside Presidency Town

Act IV of 1877, ss. 50, 51.

fee to be charged for and power to remit

Act IV of 1877, s. 57.

by registered letter in cases under Stage Carriage Act . . . . . Act XVI of 1861, s. 14.

on Government or Railway servant . . . . . Act X of 1872, s. 158.

Act IV of 1877, s. 49.

Irregularity in, effect of . . . . . Act X of 1872, s. 203.

Act IV of 1877, s. 117.

**(b) To Witness.**

Rules applicable to issue and service of . . . . . Act X of 1872, s. 158.

Act IV of 1877, s. 52.

Fee to be charged for, issued by Presidency Magistrate, and power to remit

Act IV of 1877, s. 57.

*See also* LETTER; WITNESSES 2.

**(c) To Juror or Assessor.**

Form and service of, ordinarily . . . . . Act X of 1872, s. 409.

Act X of 1875, s. 50.





**SUMMONS—cont.****2. Criminal—cont.****(c) To Juror or Assessor—cont.**

- Form and service of, in case of Government or Railway servant . . . . . Act X of 1872, s. 411.  
 Act X of 1875, s. 50.  
 Punishment for disobedience of . . . . . Act X of 1872, s. 414.  
 Act X of 1875, s. 46.

**3. Revenue and Miscellaneous.**

- Issuable by Revenue Officer, form and contents of . . . . . Ben. Reg. I of 1801, s. 10.  
 Mad. Act III of 1869.  
 In summary revenue suit, issue, form and service of . . . . . Mad. Act VIII of 1865, ss. 53—55.  
 To defendant in Revenue Court. *See* RENT SUITS; REVENUE COURT; REVENUE OFFICERS.  
 Power of Customs Officers to issue, to Police Officer to attend search, . . . . . Act VIII of 1875, s. 19.  
 When issuable by Salt Officers . . . . . Bom. Act VII of 1873, s. 17.  
 Calcutta Municipality. . . . . Ben. Act IV of 1876, ss. 71, 72.  
 President or Commissioners, Madras Municipality . . . . .  
 Mad. Act V of 1878, ss. 164, 189, 428, 429.  
 Municipal Commissioner, Bombay . . . . . Bom. Act III of 1872, ss. 111, 112.

**SUMMONS CASE.**

- Definition of . . . . . Act X of 1872, ss. 4, 148.  
 Effect of non-appearance of complainant in . . . . . Act X of 1872, ss. 205, 208.  
 When triable *ex-parte*. *See* HOWRAH STATION.  
 Witnesses in, power of Court to summon . . . . . Act X of 1872, s. 361.  
 Act IV of 1877, s. 142.  
 when non-cognizable, ordinarily not to be summoned . . . . . Act X of 1872, s. 361.  
 deposit of expenses before summoning . . . . . Act X of 1872, s. 361.  
 Act IV of 1877, s. 142.  
 Procedure in, on admission by accused . . . . . Act X of 1872, s. 206.  
 denial by accused . . . . . Act X of 1872, s. 207.  
 Record of evidence in. *See* EVIDENCE, 2.  
 Adjournment when allowed in . . . . . Act X of 1872, ss. 205, 208.  
 Compensation for frivolous or vexatious complaint in . . . . . Act X of 1872, s. 209.  
 Withdrawal of complaint when allowed in . . . . . Act X of 1872, s. 210.  
 Acquittal or conviction in . . . . . Act X of 1872, s. 211.  
 Effect of dismissal of . . . . . Act X of 1872, s. 212.  
 Sentence in, when may be pronounced in absence of accused . . . . . Act X of 1872, s. 211.  
 Defect in complaint or summons in, effect of . . . . . Act X of 1872, s. 203.  
 Summary trial of . . . . . Act X of 1872, s. 222 (1).  
 Procedure in regard to, how far applicable to summary trial . . . . . Act X of 1872, s. 226.

**SUNDARIANS.**

- Declared property of State, and Government competent to make grants and to take measures for clearance of . . . . . Ben. Reg. III of 1828, s. 13, (1).  
 Demarcation of boundaries, and determination of suit by party aggrieved thereby . . . . . Ben. Reg. III of 1828, s. 13, (2).  
 Appointment of Commissioner in, with powers of Collector . . . . . Ben. Reg. IX of 1816, s. 2.  
 Embankments in. *See* EMBANKMENTS (Be.) 2.

**SUNDAY.**

- Presidency Court of Small Causes not to sit on . . . . . Act IX of 1850, s. 23.  
 Coroner's inquest may be held on . . . . . Act IV of 1871, s. 12.  
*See* HOLIDAY.

**SUPERANNUATION ALLOWANCES.**

- To company's servants in England . . . . . 53 Geo. III, c. 155, s. 93.  
 Account of, to be laid before Parliament . . . . . 53 Geo. III, c. 155, s. 94.  
 To officers on establishment of Secretary of State in Council . . . . . 21 & 22 Vic., c. 106, s. 18.  
 To be withheld or reduced on re-employment, so that total emoluments shall not exceed those enjoyed before retirement . . . . . 4 & 5 Wm. IV, c. 24.  
 35 Vic., c. 12.

*See also* PENSION.

**SUPERINTENDENT OF BAZARS. *See* MILITARY BAZARS (Bo.).**

**SUPERINTENDENT OF EMBANKMENTS.** *See* EMBANKMENTS (Be.), 2.

**SUPERINTENDENT OF EXCISE.** *See* EXCISE.

**SUPERINTENDENT OF JAIL.**

Warrants for execution of sentences addressed to,—  
in what cases . . . . .

Act X of 1872, ss. 301, 302, 302A.

Act XI of 1874, s. 32.

Act IV of 1877, s. 183.

form of . . . . .

Act X of 1872, s. 303

Act X of 1875, s. 104.

Act IV of 1877, s. 184.

with whom lodged . . . . .

Act X of 1872, s. 304.

Act X of 1875, s. 104.

execution and return of . . . . .

Act X of 1872, s. 305.

Act X of 1875, s. 104.

Sentence of whipping to be inflicted in presence of

Act X of 1872, s. 311. | Act XI of 1874, s. 33.

Act X of 1875, s. 108. | Act IV of 1877, s. 188.

*See also* WHIPPING.

To obey orders for causing attendance of prisoners, as witnesses or accused, in civil or criminal court, except in certain specified cases . . . . .

Act XV of 1869, ss. 9—11.

Act IV of 1877, s. 139.

Power of, to bring youthful convict before Magistrate with a view to his being sent to Reformatory School . . . . .

Act V of 1876, s. 8.

Duty of, to forward petition of appeal by prisoner to appellate court . . . . .

Act X of 1872, s. 277.

Act IV of 1877, s. 171.

Certificate of, admissible in evidence in Presidency Magistrate's Court to prove previous conviction . . . . .

Act IV of 1877, s. 154.

*See* PRISONS; STATE PRISONERS.

**SUPERINTENDENT OF MARINE (Be.).**

Powers of, in reference to pilots guilty of breaches of duty . . . . .

Act XII of 1859, ss. 2, 18, 21.

**SUPERINTENDENT OF POLICE.**

Abolition of office in Bengal . . . . .

Ben. Reg. I of 1829, s. 7.

Appointment, jurisdiction, &c., for camp of Governor General, &c. . . . .

Act XVI of 1836, ss. 1, 2.

*See* DISTRICT SUPERINTENDENT OF POLICE.

**SUPERINTENDENT OF PRESIDENCY PRISON.**

Intimation by, to Coroner, of death occurring in prison, and penalty for failure

Act IV of 1871, s. 9.

*See* PRESIDENCY JAIL.

**SUPERINTENDENT OF PRISONS.** *See* SUPERINTENDENT OF JAIL.

**SUPERINTENDENT OF SURVEY.** *See* REVENUE SURVEY.

**SUPERINTENDENT OF TRIBUTARY MAHÁLS.** *See* TRIBUTARY MAHÁLS, KATAK.

**SUPERIOR.** *See* SUBORDINATE.

**SUPERIOR COURTS.**

Defined . . . . . 22 & 23 Vic., c. 63, s. 5.

**SUPERIOR PROPRIETOR.** *See* SETTLEMENT OF LAND; SUB-SETTLEMENT (O.); TALUQDARS (N.).

**SUPERSESSON.**

Of laws made by Governor or Lieutenant-Governor in Council . . . . .

24 & 25 Vic., c. 67, s. 47.

**SUPERVISORS.**

Not to trade . . . . . 33 Geo. III, c. 52, s. 137.

Of navigable channels. *See* NAVIGABLE CHANNEL.

**SUPPLIES.** *See* TRAVELLERS; TROOPS.





## SUPREME COURT.

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|---------------------|---------------|
| 1. General Rules.   | 3. At Madras. |
| 2. At Fort William. | 4. Bombay.    |

## 1. General Rules.

Previous sanction requisite to law abolishing . . . . .	3 & 4 Wm. IV, c. 85, s. 46.
May make rules under Insolvent Act . . . . .	11 & 12 Vic., c. 21, s. 76.
Allowance to retired Judges of . . . . .	18 & 19 Vic., c. 93, s. 5.
Provision for persons entitled to be tried by . . . . .	23 & 24 Vic., c. 88.
May remit case with queries to courts of certain Foreign States . . . . .	24 Vic., c. 11.
May pronounce opinion on case remitted by Foreign courts . . . . .	24 Vic., c. 11, s. 3.
Provisions applicable to, to apply to High Courts . . . . .	24 & 25 Vic., c. 104, s. 11.
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Abolished . . . . .	24 & 25 Vic., c. 104, s. 8.

See ADMIRALTY; HIGH COURT, 2, 3; LUNATICS, 3 (a); RECORDS.

## 2. At Fort William.

Power to establish . . . . .	13 Geo. III, c. 63, s. 13.
Jurisdiction of . . . . .	13 Geo. III, c. 63, ss. 13, 14.
Powers of . . . . .	13 Geo. III, c. 63, s. 13.
Number of Judges of . . . . .	13 Geo. III, c. 63, s. 13.
Salaries of Judges and Ministerial officers of . . . . .	37 Geo. III, c. 142, s. 1.
Appeals to . . . . .	13 Geo. III, c. 63, ss. 21, 22.
Chief Justice of, qualified for appointment as paid member of Judicial Committee . . . . .	13 Geo. III, c. 63, s. 13.
Judges of, are Justices of the Peace . . . . .	34 & 35 Vic., c. 91, s. 1.
exempt from arrest and imprisonment . . . . .	13 Geo. III, c. 63, s. 38.
not to accept presents . . . . .	13 Geo. III, c. 63, s. 17.
offences committed by, triable by Court of Queen's Bench, . . . . .	13 Geo. III, c. 63, s. 23.
not to trade . . . . .	13 Geo. III, c. 63, s. 39.
to hold Insolvent Court . . . . .	33 Geo. III, c. 52, s. 137.
provisions as to, apply to Judges of High Court . . . . .	11 & 12 Vic., c. 21, s. 3.
Has no jurisdiction in matters of revenue . . . . .	24 & 25 Vic., c. 104, s. 11.
Jurisdiction of, extended to province of Benares, and all districts subsequently annexed to the presidency . . . . .	21 Geo. III, c. 70, s. 8.
Letters Patent establishing . . . . .	39 & 40 Geo. III, c. 79, s. 20.
See GOVERNOR GENERAL OF FORT WILLIAM.	26th March 1774.

## 3. At Madras.

Established . . . . .	39 & 40 Geo. III, c. 79, s. 2.
To have same powers as Supreme Court at Fort William . . . . .	4 Geo. IV, c. 71, s. 17.
Exemption of Governors and Council of Madras from jurisdiction of . . . . .	39 & 40 Geo. III, c. 79, s. 3.
Salaries of Judges of . . . . .	6 Geo. IV, c. 85, s. 2.
Powers granted to Recorder's Court by, 37 Geo. III, c. 142, to be exercised by . . . . .	39 & 40 Geo. III, c. 79, s. 5.
Letters Patent establishing . . . . .	26th December 1800.

## 4. At Bombay.

Establishment of . . . . .	4 Geo. IV, c. 71, s. 7.
Salaries and outfit of Judges of . . . . .	4 Geo. IV, c. 71, ss. 11-13.
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Incorporation of villages ceded by Gaikwár with district of . . . . .	Bom. Act I of 1862.
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## SURETIES.

Recovery of revenue from

Bom. Act V of 1879, s. 187.	(O.) Act XVII of 1876, s. 129.
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- For advance under Land Improvement Act, transfer to, of rights of Government against debtor . . . . . Act XXI of 1876, s. 4.  
 Before decree in civil court, extent of obligation of . . . . . Act X of 1877, ss. 479, 480.  
 Of defendant in revenue court, execution when to be taken out against . . . . .  
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     (N.) Act XVIII of 1873, s. 155.  
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 Employment of civil court amins in ascertaining sufficiency of . . . . . Act XII of 1856, s. 5 (v).  
 For attendance of accused, duty of Presidency Magistrate to satisfy himself as to sufficiency of . . . . .  
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*See* BAIL; KANÚNGOS; LAND REVENUE; POPPY CULTIVATION; PRINCIPAL AND SURETY; SECURITY FOR GOOD BEHAVIOUR; SECURITY FOR KEEPING THE PEACE.

**SURGEON.**

- Practising, exempted from serving as juror or assessor . . . . . Act X of 1872, s. 406.  
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- Of Vice-Admiralty Courts, judicial acts of, rendered valid . . . . . 56 Geo. III, c. 82.

**SURVEY AND MEASUREMENT.**

- Of land, powers of revenue officers as to,  
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     Ben. Reg. II of 1819, ss. 8, 14. | (Bu.) Act II of 1876, s. 57.  
     settlement officers as to . . . . . (P.) Act XXXIII of 1871, s. 25.  
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 Decennial of riparian lands. *See* ALLUVION, &c.  
 Rights of landlord as to, and power of Collector to enforce, of tenant's land . . . . .  
     Ben. Act VI of 1862, ss. 9—11.  
     Ben. Act VIII of 1869, ss. 25, 37—41.  
     Ben. Act I of 1879, s. 33.  
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- Of vessels. *See* MERCHANT SHIPPING, 1 (d), 3.

**SURVEY OFFICER.**

- Powers of, for fixing assessment. *See* LAND REVENUE (Bo.) 1.  
 in reference to boundaries. *See* BOUNDARIES; BOUNDARY MARKS; DEMARCATION OF BOUNDARIES; REVENUE OFFICERS; REVENUE SURVEY.

**SURVEY RECORDS.**

- Exempted from registration, but for certain purposes to be deemed registered . . . . . Act III of 1877, s. 90.  
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- Governor General may issue warrants for securing . . . . . 33 Geo. III, c. 52, s. 45.  
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     33 Geo. III, c. 52, s. 46.  
 Powers of Magistrates for supervision of and imposing conditions on . . . . .  
     Bom. Reg. XII of 1827, s. 27 (2).  
 Burma Rural Police bound to give information of presence of . . . . . Act II of 1880, s. 14 (b).  
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- Of President and Council . . . . . 13 Geo. III, c. 63, s. 4.  
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**SUSPICION.**

- What cases may not be taken up on . . . . . Act X of 1872, s. 142.  
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**SUSPICIOUS PROPERTY.**

- Procedure by Police on seizure of . . . . . Act X of 1872, s. 415.  
Immediate sale of, when perishable . . . . . Act X of 1872, s. 415.  
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Appeal from order regarding . . . . . Act X of 1872, s. 417.  
Seized how dealt with, when consisting of smuggled articles . . . Act VIII of 1878, s. 180.  
Sale of, by unempowered Magistrate, void . . . . . Act X of 1872, s. 34 (9).  
*See also* PROPERTY; STOLEN PROPERTY.

**SUTTEE.**

- Declared illegal and punishable . . . . . Mad. Reg. I of 1830, s. 2.  
Ben. Reg. XVII of 1829, s. 2.  
Procedure of Police for prevention of . . . . . Mad. Reg. I of 1830, s. 3.  
Ben. Reg. XVII of 1829, s. 3.  
Village officials, landholders, and native officers of Government and Court of Wards bound to report commission of, or intent to commit . . . . . Act X of 1872, s. 90 (c).  
Mad. Reg. I of 1830, s. 3.  
Ben. Reg. XVII of 1829, s. 3.  
Persons abetting, guilty of culpable homicide . . . . . Mad. Reg. I of 1830, s. 4 (1) (2).  
discretion as to admitting to bail . . . . . Mad. Reg. I of 1830, s. 4 (3).  
in certain cases punishable with death . . . . . Mad. Reg. I of 1830, s. 5.  
*See* SUICIDE.

**SWERTMEATS. See SUGAR.****SYLHET. See SILHAT.****SYNOD.**

- Of Lothian and Tweeddale, appeal to . . . . . 3 & 4 Wm. IV, c. 85, s. 102.

**T.****TABLE OF FEES.**

- In Vice-Admiralty Court . . . . . 2 Wm. IV, c. 51, s. 4.  
*See also* COURT-FEES, 3.

**TAHSIL (N.).**

- Power to alter limits of . . . . . Act XIX of 1873, s. 14.  
*See also* SUB-DIVISION OF DISTRICT.  
One or more Kánungos to be appointed for . . . . . Act XIX of 1873, s. 33.

**TAHSIL (O.).**

- To be sub-division of a district . . . . . Act XVIII of 1876, s. 45.

**TAHSILDAR (M.).**

- Engagement by sub-renter or person in charge of licensed still or shop to be executed in presence of Mad. Act III of 1864, ss. 8, 9.  
Power of, to entertain claim relating to village cess on reference from Collector Mad. Act IV of 1864, s. 8.  
To exercise powers of Collector under License Act subject to control of and appeal to Collector Mad. Act III of 1878 ss. 16, 27.

**TAHSILDAR (M.).—*cont.***

To conduct sales of moveable property for arrears of land revenue

- Empowered to sell property distrained for arrears of rent or revenue subject to control of Collector . . . . . Mad. Act II of 1864, ss. 9, 22.  
 attached by Collector in proceedings for recovery of public money, &c., from defaulters . . . . . Act VII of 1839, ss. 2—4.  
 Fees or commission for sale by, to be credited to Government . . . . . Mad. Reg. IX of 1822, s. 10.  
 Empowered to delegate powers of sale to subordinates . . . . . Act VII of 1839, s. 6.  
 When authorized to conduct investigations under Reg. IX of 1822, Mad. Reg. VII of 1823, s. 4.  
 Duty of, to execute decrees in cases of disputes regarding boundaries, irrigation, &c. . . . . Mad. Reg. XII of 1816, ss. 5, (5) 10.

*See* FORCED LABOUR; INFORMATION; REVENUE OFFICERS (M.).

**TAHSILDAR (Be.).**

For collection of revenue from independent taluqdars:—

- when to be appointed . . . . . Ben. Reg. VIII of 1793, s. 14.  
 zamindars not to be appointed . . . . . Ben. Reg. VIII of 1793, s. 15.  
 Powers of, as to realization of arrears of revenue . . . . . Ben. Reg. III of 1794, s. 13.  
 Appointment of, as arbitrators in summary suit before Collector authorized . . . . . Ben. Reg. VII of 1822, s. 33 (3).

*See* MANAGERS; SETTLEMENT (Be.).

**TAHSILDAR (N.).**

- Included in term Revenue Court for purposes of Land Revenue Act, Act XIX of 1873, s. 3 (g).  
 Appointment of, by Board, and rules therefor . . . . . Act XIX of 1873, ss. 22, 257.  
 Duties of and regulations regarding appointment of, to be fixed by Board . . . . . Act XIX of 1873, s. 257 (c) (d).  
 May be invested with power to decide boundary disputes, &c., and may refer such disputes to arbitration . . . . . Act XIX of 1873, ss. 220, 257.  
 Statement of account certified by, conclusive evidence of arrear of revenue and defaulter . . . . . Act XIX of 1873, s. 149.  
 Successions to and transfers of proprietary right to be notified to, . . . . . Act XIX of 1873, ss. 97, 99, 100.  
 Service by, of notices of relinquishment of land or ejectment, of notice of deposit of rent . . . . . Act XVIII of 1873, ss. 32, 38.  
 Notification by, of distress for rent . . . . . Act XVIII of 1873, s. 53.  
 Employment of, by civil courts in investigation of accounts . . . . . Act XII of 1856, s. 10.  
 Investiture of, with powers of Police daroghas . . . . . Ben. Reg. XI of 1831, s. 2.  
 Having Police jurisdiction, empowered to employ chuprassees of revenue establishment on Police duties . . . . . Act XVI of 1854, s. 3.  
 subordination of Police daroghas to . . . . . Ben. Reg. XI of 1831, s. 5.  
 powers of, in relation to chankidars . . . . . Act XVI of 1854, s. 2.  
 Act XX of 1856, s. 61.

*See* EXCISE; RENT SUITS (N.); REVENUE COURT (N.).

**TAHSILDAR (P.).**

- Appointment, removal, and general authority of . . . . . Act XXXIII of 1871, ss. 2 (4), 4.  
 Conferral of powers of, on any person . . . . . Act XIV of 1875, ss. 3—5.  
 Powers to be exercised by, as Civil Court Judge. *See* CIVIL COURTS (P.).  
 Includes Munsif . . . . . Act XVII of 1877, s. 3.  
 May be empowered by Deputy Commissioner to arrest and detain defaulters for recovery of arrears . . . . . Act XXXIII of 1871, s. 43.  
 Service by, of notices of relinquishment of, and ejectment from land . . . . . Act XXVIII of 1868, ss. 23, 31.

(Hazara) Reg. III of 1873, ss. 23, 31.

**TAHSILDAR (O.).**

- Appointment of . . . . . Act XVII of 1876, ss. 13, 220.  
 Rules as to qualification, appointment, duties, remuneration, punishment, and dismissal of . . . . . Act XVII of 1876, s. 220 (a) (1).  
 Application to, of rules for recovery of public money and accounts from native officers . . . . . Ben. Reg. XXXIII of 1803, s. 2 (2).  
 Act XVIII of 1876, s. 3, sch. II.





**TAHSILDARS (O.)—cont.**

Investiture of, with powers of revenue court for trial of rent suits . . . Act XIX of 1868, s. 85.  
Act XIV of 1878, s. 1.

*See also* RENT SUITS (O.); REVENUE COURT (O.).

Statement of account certified by, conclusive evidence of arrear of revenue and defaulter  
Act XVII of 1876, s. 113.

Successions to and transfers of proprietary right to be notified to  
Act XVII of 1876, ss. 61, 63, 64.

Service by, of notices of relinquishment of land and ejectment . . . Act XIX of 1868, ss. 21, 43.

**TAHSILDAR (C.).**

Civil jurisdiction of. *See* CIVIL COURTS (C).

**TAHSILDAR (Aj.).**

Powers conferable on, for collection of land revenue . . . Reg. II of 1877, s. 77.

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Rules for and objects of grant of, and method of recovery of  
(N., P., O., C., As., Aj.) Act X of 1879. | (P.) Act XII of 1878, s. 8.  
(P.) Act IV of 1872, s. 52. | (Bu.) Act II of 1876, s. 58 (f).

Duties of Board of Revenue as to . . . Mad. Reg. I of 1803, s. 51.

Collectors restricted from making, without sanction . . . Mad. Reg. II of 1803, s. 59.

Recoverable as arrears of land revenue . . . (Bo.) Act X of 1876, s. 17.

Reckoned as revenue for the purposes of realization thereof . . . Ben. Act VII of 1868, s. 1.

Arrears of, recoverable by sale of estate only after special notice . . . (Be.) Act XI of 1859, s. 5.

*See also* LAND, 3.

**TALLOW. *See* OFFENSIVE TRADES.****TALUKAS.**

Power to prescribe limits of . . . Bom. Act V of 1879, s. 7.

Assistant or Deputy Collector in charge of, to exercise powers of Collector  
Bom. Act V of 1879, s. 10.

Local revenue administration of, to be entrusted to Mamlatdār . . . Bom. Act V of 1879, s. 12.

Division of, into mahāls. *See* MAHALS.

*See also* MAMLATDAR.

**TALUQDARS (Bo.).**

Special rules regarding partition of estates of . . . Bom. Act V of 1879, s. 114.

Rent-free grants by, not to affect right of Government to land revenue  
Bom. Act VII of 1863, s. 3.

*See* ENCUMBERED ESTATES, 3, 4 & 5; LANDHOLDER.

**TALUQDARS (Be.).**

Dependent. *See* DEPENDENT TALUQDARS.

*See* INDEPENDENT TALUQDARS

*See also* PERSONAL ATTENDANCE; REVENUE-FREE LANDS (Be.), 1 (a); TENURES.

**TALUQDARS (N.).**

Suits by, for arrears of revenue cognizable by revenue courts . . . Act XVIII of 1873, s. 93 (j).

*See also* RENT SUITS (N.).

**TALUQDARS AND GRANTEES (O.).**

Permanent heritable and transferable rights of, subject to right of redemption in certain cases  
and to provisions for protection of under-proprietors . . . Act I of 1869, ss. 3, 5, sch.

Elephants, jewels, arms, and other heirlooms how included in estates of  
Act I of 1869, s. 7.

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Powers as to, restrictions on and manner of executing transfers and bequests  
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Act I of 1869, ss. 14, 15, 24.

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of . . . Act I of 1869, ss. 24—28.



**TALUQDARS AND GRANTRES (O.)—cont.**

- Power of adoption conferred on Muhammadan . . . . . Act I of 1869, s. 29.  
 Powers of, as to alteration of rules of succession by declaration presented to Chief Commissioner . . . . . Act I of 1869, ss. 30, 31.  
 Rights of creditors of, saved . . . . . Act I of 1869, s. 32.  
 Certain awards as to maintenance of, how validated . . . . . Act I of 1869, s. 33.  
 Settlement to be made with and procedure on refusal of settlement . . . . . Act XVII of 1876, ss. 26, 32—34.  
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**TALUQDARS (Aj.).**

Estates of, succession to. *See* CIVIL COURTS (Aj.).

**TALUQDARI SETTLEMENT OFFICER (Bo.).**

- To be appointed manager of encumbered estates . . . . . Act XIV of 1877, ss. 7, 40 (a).  
 Assistant to Collector of Ahmedabad, Kaira, and Broach . . . . . Act XIV of 1877, s. 40 (b).  
 Validation of previous acts of, in respect of encumbered estates . . . . . Act XIV of 1877, s. 41.

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- Jurisdiction over British subjects resident within dominions of Raja of . . . . . 26 Geo. III. c. 57, s. 30.  
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**TANKS.**

- Lease of land for, at fair rent not void by sale for arrears . . . . .  
     (Be.) Act XI of 1859, ss. 37, 52. | (O.) Act XVII of 1876, s. 133.  
     Ben. Act VII of 1868, ss. 12—14. | (N.) Act XIX of 1873, s. 167.  
 Local funds chargeable with expenses of . . . . .  
     (N.) Act III of 1878, s. 11 (c) (4). | (P.) Act V of 1878, s. 7 (3).  
     (O.) Act IV of 1878, s. 11; (c) (3). | Mad. Act IV of 1871, ss. 10, 26.  
 Power to order fencing of . . . . . Act X of 1872, s. 521.  
 Constructed by Government, rights of Government in . . . . . (Aj.) Reg. II of 1877, ss. 4, 5.  
*See* CALCUTTA MUNICIPALITY. 4; FORCED LABOUR; IMPROVEMENTS TO LAND; LAND, 3;  
 MADRAS CITY MUNICIPALITY, 4; MUNICIPALITIES; PARTITION OF ESTATES; WATER.

**TANNA. *See* KHOTES.****TANNERY. *See* OFFENSIVE TRADES.****TAR. *See* COMBUSTIBLE MATTER.****TARAI DISTRICT.**

- Special rules of procedure and limitation for civil and revenue courts in . . . . . Reg. IV of 1876, ss. 3 (c), 4 & sch.  
 Exempted from jurisdiction of ordinary civil and revenue courts and of High Court . . . . . Reg. IV of 1876, s. 3.  
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 North-Western Provinces Rent Act extendible to . . . . . Act XVIII of 1873, s. 1, sch. II.  
 Land Revenue Act extendible to . . . . . Act XIX of 1873, s. 1, sch. I.

**TARI.**

- To be deemed fermented liquor, and license required for sale, &c., of, unless specially exempted. . . . . Act X of 1871, ss. 15—17, 24.  
     Ben. Act VII of 1878, ss. 4, 14.  
 Unfermented, special licenses for sale of . . . . . Act X of 1871, s. 24.





**TARI—cont.**

Power of chief revenue authority to regulate supply of, to licensed vendors

Act X of 1871, s. 40.

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Possession of, for manufacture of gur and molasses not illegal

Act X of 1871, s. 64.

Ben. Act VII of 1878, ss. 53, 62.

*See also* EXCISE; FERMENTED LIQUORS; TODDY.

**TARIFA. See SEA CUSTOMS, 1.****TARIFF ACT.**

Act so called

Act XVI of 1875.

Power to alter values fixed by

Act VIII of 1878, s. 22.

**TASMANIA.**

Application to person born in, of provisions relating to European vagrancy

Act IX of 1874, s. 3.

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**TAXATION.**

Not without assent of Parliament

3 Car. I, s. 1.

Reservation of right of Government as to, at permanent settlement

Ben. Reg. I of 1793, s. 8 2.

Ben. Reg. XII of 1805, s. 31.

In Military Cantonments. *See* MILITARY CANTONMENTS, 1.

**TAXES.**

Imposed by Government of India, not to be affected by Governor of Presidency without Governor General's sanction

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*See* ARKARI; BOMBAY CITY MUNICIPALITY, 3; CALCUTTA MUNICIPALITY, 3; CAPITATION TAX; CHAUKIDARS; CUSTOMS DUTIES; EXCISE; FAIRS; LOCAL FUNDS; LOCAL PUBLIC WORKS LOANS; MADRAS CITY MUNICIPALITY, 3; MUNICIPALITIES (M.), &c. 3; ROAD CESS (Be.); STAMP DUTY; TOUNGYA CULTIVATION; TRADE LICENSES; UNION (Be.); VILLAGE AND TOWN POLICE (P.); VILLAGE WATCHMAN (P.).

**TEA PLANTATIONS. See PLANTATIONS.****TEAK TIMBER.**

Special duty on importation of, by river

(Bu.) Act XXX of 1854, s. 6.

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**TELEGRAPH.**

Government. Exclusive privilege of establishing

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Act I of 1876, ss. 21, 22.

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- Offences relating to, abetment of . . . . . Act I of 1876, s. 23.  
     . . . . . triable by Presidency Magistrate wherever committed, if witnesses are in  
     . . . . . presidency town. . . . . Act IV of 1877, ss. 238, 239.  
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- Allowances for support of certain, in Katak not to be resumed . . . . . Ben. Reg. XII of 1805, s. 31.  
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- Members of Council . . . . . 24 & 25 Vic., c. 67, s. 27.  
 • Governor General may proclaim his appointment and exercise powers before taking seat . . . . . 24 & 25 Vic., c. 67, ss. 50, 51.

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- (6). see A. t XLII ch 1886.*  
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     . . . . . Ben. Act VII of 1868, s. 7.  
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**TENANTS FOR LIFE.**

- Contract entered into by, specifically enforceable by remainderman . . . . . Act I of 1877, s. 23 (d).  
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- Effect of, on suit for thing done—  
     under *Abkari* law . . . . . (M.) Act XIX of 1852, s. 38.  
     . . . . . Bom. Act V of 1878, s. 67.  
     . . . . . Mad. Act III of 1864, s. 30 (a).  
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     Army Discipline and Regulation Act . . . . . 42 & 43 Vic., c. 33, s. 163.  
     Canals and Ferry Act . . . . . Mad. Act I of 1870, s. 28.  
     Contagious Diseases Act . . . . . Act XIV of 1868, s. 25.  
     Coroner's Act . . . . . Act IV of 1871, s. 42.  
     Court of Small Causes (Presidency) Act . . . . . Act IX of 1850, s. 111.  
     Foreign Jurisdiction Act . . . . . 41 & 42 Vic., c. 67, s. 8.  
     Howrah Bridge Act . . . . . Ben. Act IX of 1871, s. 27.  
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     Act IV of 1873, s. 19. | Act XV of 1873, s. 43.  
     Mad. Act III of 1871, s. 168. | Act VII of 1874, s. 40.  
     Bom. Act VI of 1873, s. 86. | Ben. Act V of 1876, s. 374.  
 Municipal Commissioners of Presidency Town . . . . . Mad. Act V of 1878, s. 411.  
     . . . . . Ben. Act IV of 1876, s. 357.  
     . . . . . Bom. Act III of 1872, s. 287.





**TENDER OF AMENDS—cont.**

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**THAKURS (Aj.).**Succession to. estates of. *See* **CIVIL COURTS (Aj.).***See also* **ENCUMBERED ESTATES, 3 & 4.****THANA DAK.**Power to frame rules for management of . . . . . **Act XIV of 1866, s. 64.****THARR AND PARKAR.**

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all persons bound to give information of

**Act X of 1872, s. 89.****Act IV of 1877, s. 246.**Assault or criminal force in attempt to commit, from person . . . . . **Act XLV of 1860, s. 356.**Property acquired by. *See* **STOLEN PROPERTY.***See* **POLICE PATELS (Bo.); REPUTED THIEVES; VILLAGE HEADMEN (M.).****THIEF.**Reputed. *See* **GANG OF THIEVES; REPUTED THIEVES; WANDERING.****THING IN ACTION.** *See* **ASSIGNMENT; CONVEYANCE.****THOOGYER.**

Bound to prevent and give information of removal, &amp;c., of boundary-marks

**Act V of 1880, s. 27.****THOROUGHFARE.** *See* **NUISANCE; PUBLIC ROAD.****THREAT.**

Not to be used to, accused to induce confession or disclosure

**Act X of 1872, ss. 120, 184, 344.****Act IV of 1877, s. 149.**

To commit an offence under Indian Penal Code or to detain property when amounts to coercion

**Act IX of 1872, s. 15.**

Of injury to public servant or to induce person to refrain from applying to public servants.

**Act XLV of 1860, ss. 189, 190.**

or grievous hurt, or death, or of accusation of an offence in order to commit extortion

**Act XLV of 1860, ss. 385, 387, 389.**Of divine displeasure, inducing a person to do or omit anything by, **Act XLV of 1860, s. 508.***See* **CONFESSION; CRIMINAL INTIMIDATION.****THUG.**Definition of . . . . . **Act XLV of 1860, s. 310.**Punishment for being . . . . . **Act XLV of 1860, s. 311.**Place of trial for offence of being . . . . . **Act X of 1872, s. 67, illus. (e).****Act IV of 1877, s. 22.**





**THUG—cont.**

- Place of trial for murder as . . . . . Act X of 1872, s. 68.  
 . . . . . Act IV of 1877, s. 22.  
 Village officials, landholders and Native officers of Government and Court of Wards bound to  
 report presence of, in village . . . . . Act X of 1872, s. 90 (b).  
 Imprisonment in British India of person convicted of being, in Native State  
 . . . . . Act V of 1871, s. 19.

**THYETMYO. See LAND RATE.****TICKET OF LEAVE. See PENAL SERVITUDE.****TIMBER.**

- Duty on, Government or imported . . . . . Act VII of 1878, s. 39.  
 power to fix value for calculation of . . . . . Act VII of 1878, s. 39.  
 Rules regarding sawing, marking, &c., of, and possession of implements for marking  
 . . . . . Act VII of 1878, s. 41 (h).  
 use and registration of property-marks for . . . . . Act VII of 1878, s. 41 (i).  
 Counterfeiting or defacing property marks on . . . . . Act VII of 1878, s. 62 (a) (b).  
 Drift, stranded and unmarked:—  
 To be deemed property of Government until title thereto proved  
 . . . . . Act VII of 1878, s. 45.  
 Collection of . . . . . Act VII of 1878, ss. 45, 51.  
 Claims to, how disposed of . . . . . Act VII of 1878, ss. 46, 47.  
 Disposal of unclaimed . . . . . Act VII of 1878, s. 48.  
 Non-liability of Government or forest officers for loss or damage to  
 . . . . . Act VII of 1878, s. 49.  
 Expenses of collection, &c., of, by whom payable . . . . . Act VII of 1878, s. 50.  
 Penalty for infringement of rules regarding . . . . . Act VII of 1878, s. 51.  
*See also FOREST PRODUCE.*  
 Levy of duty on, floated into British territory . . . . . (Bu.) Act XIII of 1873.  
 Dépôt for. *See MADRAS CITY MUNICIPALITY, 4.*  
 Tolls on. *See KARATOYA RIVER.*  
*See also CANAL, 2; FORESTS, 1 (d); MADRAS PIER; PROPERTY MARKS; VESSEL.*

**TIME. See LIMITATION OF TIME.****TITLE.**

- Acquired under old Limitation Act not affected by new Limitation Act. Act XV of 1877, s. 2.  
 Certificates for shares, and receipts for stock of Presidency Banks, evidence of  
 . . . . . Act XI of 1876 s. 18.  
 Registration of, power to direct . . . . . (M.) Act XXVIII of 1860, s. 3.  
 Conveyed by seller of goods:—  
 ordinarily . . . . . Act IX of 1872, s. 108.  
 when seller is by consent of owner in possession of goods or of instrument of  
 title thereto . . . . . Act IX of 1872, s. 108, except. 1.  
 being one of several joint owners, is in sole possession  
 . . . . . Act IX of 1872, s. 108, except. 2.  
 is in possession under voidable contract not yet rescinded  
 . . . . . Act IX of 1872, s. 108, except. 3.  
 Implied warranty of, on sale of goods . . . . . Act IX of 1872, s. 109.  
 by bailor to bailee . . . . . Act IX of 1872, s. 164.  
 Imperfect, vendor or lessor with, not entitled to specific performance . . . . . Act I of 1877, s. 25.  
 purchaser's or lessee's right against . . . . . Act I of 1877, s. 18.  
*See BAILOR AND BAILEE; INSTRUMENT OF TITLE TO GOODS; LANDLORD AND TENANT;  
 LICENSEE; QUIETING OF TITLES.*

**TITLE-DEEDS.**

- Instrument of loan on security of, Stamp duty on amount of  
 . . . . . Act I of 1879, ss. 4, 5, sch. I, No. 29.  
 by whom payable. Act I of 1879, s. 29 (a).  
 Valuation (for purposes of court-fee) of suit for . . . . . Act VII of 1870, s. 7, iv (a).  
*See INAM COMMISSIONER; INSTRUMENT OF TITLE TO GOODS; MORTGAGOR AND  
 MORTGAGEE, 1 (a); WITNESSES, 4.*

**TOBACCO.**

Prohibition of inland trade in  
Introduction of, into prisons. *See* PRISON; PRISONERS. 33 Geo. III, c. 52, s. 137.

**In Bombay Town—**

Municipal duty on, exemptions therefrom, and collection thereof by customs officers  
Act IV of 1857, ss. 1—8, 21.

Restrictions on importation, conveyance, and retail sale of  
Act IV of 1857, ss. 7, 9—15, 19.

Powers of customs officer as to search, seizure, confiscation, and arrest in respect of  
Act IV of 1857, ss. 16—18, 20.

**TODDY.** *See* TARI.

**TODDY (M.).**

Drawers of, not liable to pay tax to Abkari renter . . . Mad. Act III of 1864, s. 29.  
*See also* ABKARI (M.); PALM TREES.

**TODDY (Bo.).**

Restrictions on sale of, and power to withdraw the same . . . Bom. Act V of 1878, s. 18.  
Special provisions regarding imposition and levy of duty on . . . Bom. Act V of 1878, ss. 20—24, 26.

Privilege of drawing, from Government trees, how disposed of . . . Bom. Act V of 1878, s. 25.

**TOLLS.**

Exemption of officers and soldiers on duty from . . . 42 & 43 Vic., c. 33, s. 137.  
Instrument of lease of, chargeable with stamp duty as ordinary lease . . . Act I of 1879, s. 3 (12) (c).

*See* BOMBAY PORT TRUSTEES; CALCUTTA PORT IMPROVEMENT COMMISSIONERS; GANGES;  
MADRAS PIER; MUNICIPALITIES, 3; RANGOON PORT COMMISSIONERS.

**TOLLS ON FERRIES AND LINES OF NAVIGATION (M.).**

Power to levy, and fix and alter rates of . . . Mad. Act I of 1870, ss. 2, 4—6, 14.  
appoint collectors of, or to lease out . . . Mad. Act I of 1870, ss. 7, 15, 17, 31.

Enforcement of payment of . . . J Mad. Act I of 1870, ss. 8, 16.

Penalty for evasion or unauthorized levy of . . . Mad. Act I of 1870, ss. 24, 25.

Special rules regarding limitation, notice, and tender of amends in suits brought for act done  
in collection, &c., of . . . Mad. Act I of 1870, s. 28.

Indemnity for prior acts in relation to collection of . . . Mad. Act I of 1870, s. 30.

Application of proceeds of. *See* CANAL AND FERRY FUND; NAVIGABLE CHANNEL.

**TOLLS ON FERRIES (Bo.).**

Rates of, by whom and how fixed . . . Bom. Act II of 1868, s. 3.  
Soldiers, police in uniform, and persons in custody of police exempt from . . . Bom. Act II of 1868, s. 3.

Power to make special exemptions from . . . Bom. Act II of 1868, s. 3.  
Bom. Act II of 1878, s. 1.

Publication of table of . . . Bom. Act II of 1868, ss. 7, 8.

Penalty for unlawful exaction of, or for evasion of . . . Bom. Act II of 1868, ss. 9, 11, 15.

**TOLLS ON FERRIES AND LINES OF NAVIGATION (Be.).****1. On Ferries.****2. On Lines of Navigation.****1. On Ferries.**

Rates of, by whom and how fixed . . . Ben. Reg. VI of 1819, ss. 4, 7.  
Ben. Act V of 1876, s. 142.

Troops, Military Stores, Police and Native Officers of Government exempt from  
Ben. Reg. VI of 1819, s. 4 (3).  
Ben. Act V of 1876, s. 159.

Power to reduce, to be reserved at time of letting . . . Ben. Reg. VI of 1819, s. 11.

Publication of table of . . . Ben. Act V of 1876, ss. 156, 157.

Power of municipality to compound for . . . Ben. Act V of 1876, s. 158.

Penalty for levy of unauthorized . . . Ben. Act V of 1876, s. 161.

Prepayment of, compulsory, and how enforced . . . Ben. Act V of 1876, ss. 145, 160.

Liability for, in case of municipal ferries . . . Ben. Act V of 1876, s. 143.





**TOLLS ON FERRIES AND LINES OF NAVIGATION (Be.)—cont.****2. On Lines of Navigation.**

Power to levy and fix and alter rates of	Ben. Act V of 1864, ss. 2, 5—7.
appoint collectors of, or to farm collection of	Ben. Act V of 1864, s. 8.
Enforcement of payment of	Ben. Act V of 1864, s. 9.
Penalty for evasion of	Ben. Act V of 1864, s. 10.
Power to authorize Municipal Commissioners to collect	Ben. Act V of 1876, ss. 162, 163.
<i>See also KARATOYA RIVER; NAVIGABLE CHANNEL.</i>	

**TOLLS ON FERRIES (N., P., O., C., As., Aj.).****1. Public****2. Private.****1. Public.**

Payable by persons using approaches or landing places	Act XVII of 1878, s. 14.
Rates of, how settled, and publication of table and lists of	Act XVII of 1878, ss. 15, 21, 22.
Disposal of proceeds of	Act XVII of 1878, s. 17.
Rates for compounding for	Act XVII of 1878, ss. 12 (c), 18.
Unauthorized levy of, how punishable	Act XVII of 1878, s. 22.
Refusal to pay or evasion of payment of, how punishable	Act XVII of 1878, s. 25.
Exemption of persons, animals, or stores on public service from payment of	Act XVII of 1878, s. 15.

**2. Private.**

Rates of, not to exceed highest rate of tolls on public ferries	Act XVII of 1878, s. 20.
levy in excess of authorized, how punishable	Act XVII of 1878, s. 22.

**TOLLS ON FERRIES (Bu.).**

Rates of, and power to exempt from payment of	Act II of 1873, s. 8.
Table of, publication and production of	Act II of 1873, ss. 9, 11.
Disposal of proceeds of	Act II of 1873, s. 10.
Unauthorized levy of, how punishable	Act II of 1873, s. 12.
Refusal to pay or evasion of payment of, how punishable	Act II of 1873, s. 14.

**TOLLS ON ROADS AND BRIDGES.****1. Government.****2. Municipalities****3. Local Committees.****4. Corporation of Landholders.****1. Government.**

Power of Government to cause levy of, and maximum rate of,	Act VIII of 1851, s. 2, and sch. Act XV of 1864, s. 1, and sch. Bom. Act III of 1875, ss. 2, 3, and sch.
Powers of Collector for recovery of	Act VIII of 1851, s. 3. Bom. Act III of 1875, s. 4.
to compound for	Act XV of 1864, s. 2. Bom. Act III of 1875, s. 9.
Penalty for offences connected with	Act VIII of 1851, s. 6. Bom. Act III of 1875, s. 7.
Table of, to be exhibited	Act VIII of 1851, s. 7. Bom. Act III of 1875, s. 8.
Revenue from, how applied	Act VIII of 1851, s. 8. Bom. Act III of 1875, s. 10.
Exemption of troops, military stores, police, and persons and property in their charge from	Act VIII of 1851, s. 4. Bom. Act III of 1875, s. 5.
Police bound to assist in collection of	Act VIII of 1851, s. 5. Bom. Act III of 1875, s. 6.

**2. Municipalities.**

Conferral of power to levy	Mad. Act III of 1871, ss. 38, 77. Mad. Act V of 1878, ss. 100, 174, 176. Ben. Act V of 1876, ss. 78, 148—150.
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**TOLLS ON ROADS AND BRIDGES—cont.****2. Municipalities—cont.**

Appointment of officers and toll bars by . . . . . Mad. Act III of 1871, s. 78.  
 Mad. Act V of 1878, ss. 174, 175.  
 Ben. Act V of 1876, s. 149.

**Tolls imposed by:—**

Composition for and enforcement of payment of Mad. Act III of 1871, ss. 79, 81, 82.  
 Mad. Act V of 1878, ss. 177, 179, 180.  
 Ben. Act V of 1876, ss. 152—155, 158, 160.

Publication of table of . . . . . Mad. Act III of 1871, s. 84.  
 Mad. Act V of 1878, s. 182.

Ben. Act V of 1876, ss. 151, 156, 157.  
 Exemption of troops, military and Government stores, and military or police officers  
 from . . . . . Mad. Act III of 1871, s. 80.  
 Mad. Act V of 1878, s. 178.

Ben. Act V of 1876, s. 159.  
 Mad. Act III of 1871, s. 83.  
 Mad. Act V of 1878, s. 181.  
 Ben. Act V of 1876, s. 161.

*See BOMBAY CITY MUNICIPALITY, 3; HOWRAH BRIDGE.*

**3. Local Committees.**

Conferral of power to levy . . . . . Mad. Act IV of 1871, ss. 36, 62.  
 Appointment of officers and toll bars by . . . . . Mad. Act IV of 1871, s. 63.

**Tolls imposed by:—**

Composition for and enforcement of payment of, Mad. Act IV of 1871, ss. 64, 66, 67.

Publication of table of . . . . . Mad. Act IV of 1871, s. 68.

Exemption of troops, military and Government stores, and military and police  
 officers from . . . . . Mad. Act IV of 1871, s. 65.

Illegal or excessive collection of . . . . . Mad. Act IV of 1871, s. 74.

*See LOCAL FUNDS (Ho.).*

**4. Corporation of Landholders.**

Conferral and withdrawal of power to levy . . . . . Mad. Act II of 1868, ss. 1—5, 10, 18.  
 Withdrawal of power to levy, in circles to which Local Fund Act extended

Mad. Act IV of 1871, s. 2.

Acquisition of land by . . . . . Mad. Act II of 1868, ss. 6—9.

Appointment of officers and toll bars by . . . . . Mad. Act II of 1868, ss. 3, 10, 11.

**Tolls imposed by:—**

Composition for, and enforcement of payment of . . . . . Mad. Act II of 1868, ss. 12, 13, 15.

Publication of table of . . . . . Mad. Act II of 1868, s. 17.

Exemption of troops, military stores, and military or police officers from

Mad. Act II of 1868, s. 14.

Illegal or excessive collection of . . . . . Mad. Act II of 1868, ss. 16, 19.

**TOMBSTONE.**

Statement on. *See RELATIONSHIP.*

**TONGHOO. *See LAND RATE.*****TOOLS.****Exempt from attachment in execution of decree—**

in civil courts . . . . . Act X of 1877, s. 266 (b).

Act IX of 1850, s. 69.

(Aj.) Reg. I of 1877, s. 30.

in revenue courts . . . . . (N.) Act XVIII of 1873, s. 157.

distress and sale for arrears of revenue

(P.) Act XXXIII of 1871, s. 43. | (O.) Act XVII of 1876, s. 117.

(N.) Act XIX of 1873, s. 153. | (Aj.) Reg. II of 1877, s. 80.

attachment for recovery of municipal taxes . . . . . Ben. Act V of 1876, s. 112.





**TOOLS—cont.**

- Exempt from seizure on distress warrant for rent . . . . . Act I of 1875, s. 10.  
 distress for arrears of chaukidári tax . . . . . Act XX of 1856, s. 47.  
 for village chaukidári rate . . . . . Ben. Act VI of 1870, s. 32.  
 for levy of license tax . . . . . Ben. Act II of 1880, s. 24.  
*See* IMPLEMENTS; PRISON (M.), &c.; PRISONERS (M.), &c.

**TORTURE.** *See* CONFESSION; INFORMATION.

**TOTTI.** *See* VETTIYAN.

**TOUNGYA CULTIVATION.**

- Allotment of land for, power to make rules regarding . . . . . Act II of 1876, s. 21.  
 jurisdiction of civil courts as to, barred, . . . . . Act II of 1876, ss. 55 (b), 56.  
 Land under, not assessable to land revenue . . . . . Act II of 1876, s. 23 (c).  
 Levy of tax on . . . . . Act II of 1876, ss. 33, 41, 42, 58 (a).  
 Tax on, when, where, and to whom payable and how recoverable . . . . . Act II of 1876, ss. 43—45, 58 (a).  
 questions arising out of proceedings for recovery of, and claims to remission or refund  
 of, excluded from cognizance of civil courts . . . . . Act II of 1876, ss. 55 (h) (i) (j), 56 (a) (d).  
 persons liable to payment of . . . . . Act II of 1876, s. 38.  
 in Arakan Hill District how assessed . . . . . Reg. IX of 1874, s. 11.  
 liability to or amount of, excluded from cognizance of civil court . . . . . Act II of 1876, ss. 55 (c) (d), 56.

**TOWER.** *See* PANJAB FRONTIER; SINDH FRONTIER.

**TOWN.**

- Application of local funds to sanitary inspection of . . . . . Mad. Act IV of 1871, s. 26.  
*See* ALIENATED LANDS (Bo.); ARMED MEN; CHAUKIDARS; CITY SURVEY (Bo.);  
 LAND (Bu.); MUNICIPALITIES; PRE-EMPTION, RIGHT OF; UNION.

**TOWN COUNCIL.** *See* BOMBAY CITY MUNICIPALITY, I (b).

**TOWN DUTIES (Bo.).**

- Abolition of . . . . . Act XIX of 1844.  
*See* BOMBAY CITY MUNICIPALITY, 3; OCTROI.

**TOWN GATES (Bo.).**

- Rules regarding opening, &c., of, to be framed by Magistrate . . Bom. Reg. XII of 1827, s. 19.

**TOWNS IMPROVEMENT Act** . . . . . Mad. Act III of 1871.

**TOWN MUNICIPALITIES (Bo.).** *See* MUNICIPALITIES (Bo.), 1 & 4.

**TRACK LAW.**

- Provisions of . . . . . Bom. Reg. XII of 1827, s. 37.  
 (P.) Act IV of 1872, ss. 41, 42.  
 (A.) Reg. III of 1877, ss. 16—22.

**TRADE.**

- Between India and United States, regulation of . . . . . Mad. Reg. VII of 1831, ss. 3, 4.  
 Persons carrying on, on behalf of absent parties, recognized as agents in civil suits, and service  
 of process on . . . . . Act X of 1877, ss. 37 (c), 76.  
 . . . . . Act XVIII of 1876, s. 18.  
 Injurious to health, &c., of community, power to prohibit . . . . . Act X of 1872, s. 521.  
 Offensive or dangerous. *See* BOMBAY CITY MUNICIPALITY, 4; CALCUTTA MUNICIPALITY, 4;  
 MADRAS CITY MUNICIPALITY, 4; MUNICIPALITIES (M.) &c., 4; OFFENSIVE TRADES.  
 Implements of, not attachable in execution of decree . . . . . Act XX of 1875, s. 7.  
*See also* IMPLEMENTS; TOOLS.  
 Duty on. *See* CALCUTTA MUNICIPALITY, 3; HOUSE DUTY (Bo.); MADRAS CITY MUNICI-  
 PALITY, 3; MUNICIPALITIES (M.), 3, (Be.), 3; PANDHARI; TRADE LICENSES.

**TRADE—cont.**

Prohibition against carrying on:—

- by Administrator General . . . . . Act II of 1874, s. 10.
- by Forest officers in timber, &c. . . . . Act VII of 1878, s. 74.
- by Police officer . . . . . Act V of 1861, s. 10.
- Act XXIV of 1859, s. 19.
- Bom. Act VII of 1867, s. 11.
- by officers of Presidency Banks . . . . . Act XI of 1876, s. 34.
- Act V of 1879, s. 3.
- by Revenue officers

Bom. Act V of 1879, s. 31. | Mad. Reg. II of 1803, s. 64.  
 Mad. Reg. I of 1803, s. 40. | Ben. Reg. II of 1793, s. 18.

See also COURT OF SMALL CAUSES, 2 (a); HIGH COURT, 2 (a).

See AGENT, 3; AGREEMENT, 2; BRITELNUT; COASTING TRADE; COLLECTOR OF DISTRICT, 1; EAST INDIA COMPANY; GOVERNOR; MARRIED WOMAN; MEMBER OF COUNCIL; RICE; SALT; SLAVE-TRADE; SUPERVISORS; TOBACCO.

**TRADE LICENSES.**

Form, commencement, and expiration of, and grant and renewal of, by Collector and subordinate revenue officers

Mad. Act III of 1878, ss. 5—9, 27. | (N., P., O.) Act II of 1878, ss. 4—11, 24.  
 Bom. Act III of 1878, ss. 3—8, 20. | Act VI of 1880.  
 Ben. Act II of 1880, ss. 6—12, 29.

Power of Government of India to decide in what Province or Presidency to be taken out

Act VI of 1880, ss. 4, 19.

When issuable by Municipal Commissioner, Bombay City

Bom. Act III of 1878, s. 20.

Classification of, information for, objections to, and appeals from, or revision of

Mad. Act III of 1878, ss. 10—16.

(N., P., O.) Act II of 1878, ss. 9—15.

Bom. Act III of 1878, ss. 5, 9—13, 21—23.

Act VI of 1880, ss. 7, 11, 12, 14, 15.

Ben. Act II of 1880, ss. 13—22.

Fees for, prescription, remissions, exemptions, and mode of recovery of

Mad. Act III of 1878, ss. 3, 17, 18, 28.

(N., P., O.) Act II of 1878, ss. 4, 16, 17, 19, 26.

Bom. Act III of 1878, ss. 3, 14, 24.

Act VI of 1880, ss. 2, 8, 16, 17.

Ben. Act II of 1880, ss. 6, 14, 15, 24, 25, 32.

Fees for, Managers, receivers, trustees, guardians, administrators, curators, committees, and agents indemnified for retention and payment of

Mad. Act III of 1878, ss. 22, 23. | Ben. Act II of 1880, s. 28.

Bom. Act III of 1878, ss. 17, 18. | (N., P., O.) Act II of 1878, ss. 21, 22.

recoverable from municipalities in respect of persons carrying on trade within limits thereof

Mad. Act III of 1878, ss. 24, 25.

application of net proceeds, for relief and prevention of famine

Mad. Act III of 1878, s. 26. | Ben. Act II of 1880, s. 30.

Bom. Act III of 1878, s. 19. | (N., P., O.) Act II of 1878, s. 23.

Municipal and Town Improvement Act not affected by provisions regarding

Mad. Act III of 1878, s. 2.

Agriculturists, receivers of rent in kind, &amp;c., not required to take out

Mad. Act III of 1878, s. 3.

(N., P., O.) Act II of 1878, s. 3.

Bom. Act III of 1878, s. 2.

Act VI of 1880, ss. 3, 9, 13.

Ben. Act II of 1880, s. 5.

Penalty for trading without, or refusing to produce

Mad. Act III of 1878, ss. 19—21. | Ben. Act II of 1880, ss. 23, 26.

Bom. Act III of 1878, ss. 15, 16. | (N., P., O.) Act II of 1878, ss. 18—20.

**TRADE-MARKS.**

Registration of, and effect thereof

38 &amp; 39 Vic., c. 91.

39 &amp; 40 Vic., c. 33.

40 &amp; 41 Vic., c. 37.

Issue of injunction regarding use of

Act I of 1877, s. 54, exp. &amp; illus. (w), s. 55, ill. (g).

Using false, definition of

Act XLV of 1860, ss. 478, 480.

punishment for offences connected with

Act XLV of 1860, ss. 482, 483, 485, 486.

False, importation of goods with, prohibited

Act VIII of 1878, s. 18 (g).

See COTTON (Bo.); PROPERTY MARKS; TIMBER.





**TRADE.** *See* MILITARY CANTONMENTS, 7.

**TRAFFIC.**

Across customs line. *See* INLAND CUSTOMS, 2.  
*See also* RAILWAY, 2; TRADE.

**TRAMWAY.**

Worked by steam, power to apply Railway Act to . . . . . Act IV of 1879, s. 54.  
 Carrier by, special rules regarding . . . . . Act III of 1865, s. 7.  
 In Bombay city and Calcutta—

Authority for construction of, and rules regarding maintenance of, and use of  
 carriages on . . . . . Bom. Act I of 1874, ss. 3—9.  
 Ben. Act I of 1880, ss. 3—8.

Breaking up streets for construction and repair of . . . . . Bom. Act I of 1874, ss. 10—15.  
 Ben. Act I of 1880, ss. 12—16, 29.

Fees and fares for, bye-laws and penalties for offences connected with . . . . . Bom. Act I of 1874, ss. 16—20.  
 Ben. Act I of 1880, ss. 9—11, 18—25.

Powers of Municipal Commissioner or Corporation for control and removal of . . . . . Bom. Act I of 1874, ss. 3, 5, 6, 24, 29, &c.  
 Ben. Act I of 1880, ss. 26—29.

Power of Municipal Corporation to acquire . . . . . Bom. Act I of 1874, s. 30.  
 Ben. Act I of 1880, s. 30.

• *See* DARJEELING STEAM TRAMWAY; MADRAS PIER; PUBLIC WORKS, CESS (Be.); ROAD  
 CESS (Be.), 1 (*id.*).

**TRANSFER.**

Stamp duty on, amount of . . . . . Act I of 1879, ss. 4, 5, sch. I, No. 60.  
 by whom payable . . . . . Act I of 1879, s. 29 (*a*).

Of rights to land in British Burma . . . . . Act II of 1876, s. 8.  
 of occupancy of tenants when allowable . . . . . (N.) Act XVIII of 1873, s. 9.  
 (O.) Act XIX of 1868, s. 5.

*See* RIGHT OF OCCUPANCY, (Bo.).

Of decree. *See* ASSIGNMENT; TRANSFEREE.

*See* ALIENATED LANDS (Bo.); ALIENATION; CONVEYANCE; COURT OF WARDS; FAMILY  
 DOMAINS OF MAHARAJA OF BENARES; INAMS (Bo.); LAND, 4; LANDHOLDERS;  
 MUTATION OF NAMES; PATNI TALUQA, 1; REVENUE ARREARS; TALUQDARS AND  
 GRANTEES (O.); TRANSFER BY ENDORSEMENT; VILLAGE CHANNEL (Be.); WATER-  
 COURSE.

**TRANSFER BY ENDORSEMENT.**

Stamp duty on, amount of . . . . . Act I of 1879, ss. 4, 5, sch. I, No. 60.  
 when exempted . . . . . Act I of 1879, ss. 4, 5, sch. II, No. 17.  
 when payable by adhesive stamps . . . . . Act I of 1879, s. 10 (*e*).

Of mortgages of rates and taxes, authorized by any enactment, exempt from stamp duty . . . . . Act I of 1879, ss. 4, 5, sch. II, No. 17 (*d*).

Of Presidency municipal debentures . . . . . Mad. Act V of 1878, s. 209.  
 Ben. Act IV of 1876, s. 335.

Of Calcutta and Bombay Port Trust Securities . . . . . Ben. Act V of 1870, s. 47.  
 Bom. Act VI of 1879, ss. 30, 42.

Of shares in Bengal Bonded Warehouse Association . . . . . Act V of 1838, s. 6.

Of stock and shares in Presidency Banks . . . . . Act XI of 1876, s. 20.

Of warehouse-keeper's warrant, effect of . . . . . Act VIII of 1878, s. 96.  
 exempt from stamp duty . . . . .

Act I of 1879, ss. 4, 5, sch. II, No. 17 (*f*).  
 Of goods warrant given by Bengal Bonded Warehouse Association . . . . . Act V of 1838, s. 28.

**TRANSFER OF CASES.**

From one subordinate Magistrate to another . . . . . Act X of 1872, s. 47.

Investiture of Magistrate of 1st class with power to order . . . . . Act X of 1872, s. 27 (*a*), (1).

By unauthorized Magistrate not to invalidate proceedings . . . . . Act X of 1872, s. 32 (1).

By order of High Court . . . . . Act X of 1872, s. 67.



**TRANSFER OF CASES—cont.**

By order of Governor General in Council . . . . . Act X of 1875, s. 60.  
 Act X of 1872, s. 64 A.

*See also* COMMISSIONER (Aj.).

Against European British subject from Court of Session to High Court, Act X of 1872, s. 76.

From Presidency Magistrate to High Court . . . . . Act X of 1875, s. 147.

*See* FOREIGN ENLISTMENT.

**TRANSFER OF OFFICIALS.**

Effect of, on magisterial powers with which they have been invested . . . . . Act X of 1872, s. 56.

**TRANSFER OF SUITS.**

Power of Appellate and High Courts to order, in case where plaintiff has option as to place of suing . . . . . Act X of 1877, ss. 22—24.

Act XVII of 1879, s. 11.

District and High Courts to order, in any case . . . . . Act X of 1877, s. 25.

Act XVII of 1879, s. 11.

From one subordinate court to another . . . . . 24 25 Vic., c. 104, s. 15.

*See also* CHIEF COURT (P.), 2; CIVIL COURTS (P.), 2; CIVIL COURTS (C.).

**TRANSFERABLE TENURE.**

Sale of, in execution of decree for rent . . . . . Ben. Act VIII of 1869, ss. 59—64.

Act X of 1859, ss. 105—103, 110.

Ben. Act VIII of 1865, ss. 4—17.

*See* PATNI TALUQ.

**TRANSFEREE.**

Of decree, empowered to apply for execution generally . . . . . Act X of 1877, s. 232.

but not when he is one of several judgment-debtors

on a money decree . . . . . Act X of 1877, s. 232.

Act XII of 1879, s. 28.

to hold subject to equities enforceable against original holder

Act X of 1877, ss. 233, 246, expl. I.

Act XII of 1879, s. 33.

*See also* ASSIGNMENT.

Of property by judgment debtor after institution of suit, how affected by decree

Act X of 1877, s. 333.

Act XII of 1879, s. 54.

**TRANSIT. *See* STOPPAGE IN TRANSIT.****TRANSIT DUTY (M.).**

On salt abolished . . . . . Mad. Reg. I of 1805, s. 10.

**TRANSLATION.**

Court-fee for, of judgment or order not having the force of a decree

Act VII of 1870, s. 6, sch. II, No. 6.

Of judgment, when to be filed with record in criminal case . . . . . Act X of 1872, s. 464.

in civil case . . . . . Act X of 1877, s. 201.

of Collector in summary suit to be given to parties free of charge

Mad. Act VIII of 1865, s. 68.

Of document presented for registration, when to accompany original . . . . . Act III of 1877, s. 19.

how far to be treated as original, Act III of 1877, s. 62.

Of plaint when to be filed therewith . . . . . Act X of 1877, s. 49.

*See* CHANGE OF OFFENCE, 1; JUDGMENT, 2 (a), (b); LAND REGISTERS (Be.).

**TRANSLATIONS OF BISHOPS.**

Powers as to . . . . . 3 & 4 Wm. IV, c. 85, s. 98.

**TRANSPORT. *See* INFLAMMABLE OIL; SALT.**

TRANSPORT OF SALT ACT . . . . . Act XVI of 1879.

**TRANSPORTATION.**

Governor General in Council to appoint places for . . . . . Act X of 1872, s. 319.





**TRANSPORTATION—cont.**

- Military offences when punishable with . . . . . Act V of 1869, Arts. 7—24.  
 Unlawful return from, punishment for . . . . . Act XLV of 1860, s. 226.  
 For life. Calculation of fractions of . . . . . Act XLV of 1860, s. 57.  
     Murder or attempt to murder by person under sentence of . . . . .  
         Act XLV of 1860, ss. 303, 307.  
         Act XXVII of 1870, s. 11.  
 Sentences of. Assistant Sessions Judge not empowered to pass . . . . . Act X of 1872, s. 18.  
     not to specify place . . . . . Act X of 1872, s. 319.  
     deemed severer than sentence of imprisonment for certain purposes . . . . .  
         Act X of 1875, s. 110.  
     on prisoner already sentenced for another offence:—  
         when to commence . . . . . Act X of 1872, s. 317.  
         Act X of 1875, s. 111.  
         where to be executed . . . . . Act X of 1872, s. 320.  
     simultaneous to commence, one on expiration of the other. Act X of 1872, s. 314.  
         Act X of 1875, s. 108.  
     execution of . . . . . Act X of 1872, ss. 302, 305.  
         Act V of 1871, ss. 16, 17.  
     commutation of, for penal servitude or imprisonment . . . . . Act X of 1872, s. 322.  
     sentence of imprisonment in lieu of . . . . . Act XLV of 1860, s. 59.  
     on military offender by criminal court, involves dismissal, without possibility  
         of re-admission . . . . . Act V of 1869, arts. 155, 156.  
 Person sentenced to—  
     Exempt from whipping . . . . . Act VI of 1864, s. 7.  
     Intermediate custody of, by High Court in exercise of original criminal jurisdiction,  
         Act V of 1871, s. 8.  
     Treatment of, until transported . . . . . Act XLV of 1860, s. 58.  
     Management, treatment, and punishment of . . . . . Act V of 1871, ss. 33, 34.  
     In Native State, imprisonment in British India of. *See* NATIVE STATES.  
*See* CHITTAGONG HILL TRACTS; CONVICTS; ESCAPED CONVICT; PENAL SERVITUDE;  
 SCHEDULED DISTRICTS.

**TRAPP. *See* FORESTS.****TRAVELLERS (BE., N., O., BU., AJ.).**

- Police empowered to furnish supplies and means of carriage to, on what conditions  
     Ben. Reg. XI of 1866, s. 8. (C.) Act XX of 1875, s. 3, sch.  
     (O.) Act XVIII of 1876, s. 3, sch. II. (Bu.) Act II of 1880, s. 14 (g).  
     (Aj.) Reg. III of 1877, s. 3, sch. II.

**TRAVELLING EXPENSES. *See* EXPENSES.****TRAVELLING IN BRITISH INDIA.**

- Power of Government of India to prohibit foreigners from, without license  
     Act III of 1864, ss. 5, 10—16.  
     or Local Government to prohibit subjects other than European  
     British subjects from, without license  
         Act III of 1864, ss. 18, 19.

**TRAVELLING MERCHANTS.**

- Special licenses for sale of liquors by . . . . . Act X of 1871, s. 13.  
     Ben. Act VII of 1878, s. 12.

**TREASON.**

- European soldiers when triable by court martial for . . . . . 42 & 43 Vic., c. 33, ss. 41, 54 (8).  
 Governor General or Member of Council charged with . . . . . 13 Geo. III, c. 63, s. 15.  
*See* SEA; STATE OFFENCES.

**TREASURE. *See* SEA CUSTOMS, 3 (h).****TREASURE TROVE.**

- Notice to be given by finder of . . . . . Act VI of 1878, s. 4.  
 Enquiry by Collector as to . . . . . Act VI of 1878, ss. 5—19.

**TREASURE TROVE—cont.**

- Enquiry by Coroner as to, abolished . . . . . Act IV of 1871, s. 30.  
 Claims to, how determined . . . . . Act VI of 1878, ss. 7—9, 13, 14.  
     forfeiture of, for non-appearance . . . . . Act VI of 1878, s. 6.  
 Jurisdiction of civil court as to, how far barred . . . . . Act VI of 1878, ss. 6, 9, 17.  
 Declaration as to, being ownerless when to be made and how far conclusive . . . . . Act VI of 1878, s. 9.  
 Division of . . . . . Act VI of 1878, ss. 10—12, 15.  
 Acquisition of, for Government . . . . . Act VI of 1878, s. 16.  
 Penalty on finder and owner of place of finding of, for not giving notice of . . . . . Act VI of 1878, ss. 20, 21.

**TREASURER.** See CHELSEA HOSPITAL.

**TREASURIES (Bo.).**

Military guards for. See ARMY, I (c).

**TREATY.**

- Provisions of, not affected by Extradition Act . . . . . Act XXI of 1879, s. 1.  
 Claims to lands held under, not cognizable by civil courts . . . . . Act X of 1876, s. 4 (a).  
 With Burma in respect of customs, Acts to give effect to . . . . . Act IV of 1863.  
     . . . . . Act XII of 1864.  
 Monies payable under, charged on revenues of India . . . . . 21 & 22 Vic., c. 106, s. 42.  
 Made by Company to bind Crown . . . . . 21 & 22 Vic., c. 106, s. 67.  
 See EXTRADITION.

**TREES.**

- Included in moveable property for purposes of Registration Act . . . . . Act III of 1877, s. 3.  
 Price of. See PRICE.  
 Government. Rights to when conceded and when reserved, Bom. Act V of 1870, ss. 40—42, 62.  
     Recovery of value of, unauthorizedly appropriated . . . . . Bom. Act V of 1870, s. 43.  
 Right of pre-emption in respect of land occupied by . . . . . (P.) Act XV of 1872, s. 12.  
     (P.) Act XII of 1878, s. 2.  
 Mischief or injury to. See HAZARA DISTRICT.  
 Power to prohibit felling of . . . . . (Aj.) Reg. VI of 1874, s. 12.  
 See DISPUTED POSSESSION; DISTURBED POSSESSION; EMBANKMENTS (Bo.); FORESTS;  
 FOREST PRODUCE; TIMBER.

**TRESPASS.**

- Intoxication by person committing penalty for . . . . . Act XLV of 1860, s. 511.  
 Forms of plaint in suits on . . . . . Act X of 1877, sch. IV, Nos. 71—73.  
 Suit for compensation for, limitation of time for . . . . . Act XV of 1877, s. 4, sch. II, Art. 39.  
 See BOMBAY TOWN POLICE DISTRICT; CALCUTTA POLICE DISTRICT; CATTLE;  
 CRIMINAL TRESPASS; GUARDIANS, HOUSE-BREAKING; HOUSE TRESPASS;  
 MADRAS TOWN POLICE DISTRICT; POUNDS.

**TRIAL.**

- Joinder of charges in, when legal . . . . . Act X of 1872, ss. 452—455.  
     . . . . . Act X of 1875, ss. 17—20.  
     . . . . . Act IV of 1877, ss. 105—108.

See also CHARGE OF OFFENCE; COURT-MARTIAL; COURT OF SESSION; CRIMINAL TRIAL;  
 IRREGULARITIES; PROPERTY; SUMMONS CASE; WARRANT CASE.

**TRIDAL CHIEFS.** See HAZARA DISTRICT.

**TRIBUTARY MAHALS. KATAK.**

- Succession to landed property in:—  
     to be governed by local laws and usages, subject to rule of descent to one heir . . . . . Ben. Reg. XI of 1816, s. 3.  
     suits regarding, to be decided by Superintendent . . . . . Ben. Reg. XI of 1816, s. 2.  
     proceedings and process in, special rules regulating, and exemption  
     of, from court-fees . . . . . Ben. Reg. XI of 1866, ss. 5—9.  
     decree in, appealable to High Court, and procedure thereon . . . . . Ben. Reg. XI of 1816, ss. 11—18.  
     execution of, when and how effected . . . . . Ben. Reg. XI of 1816, s. 19.





**TRIBUTARY MAHALS, KATAK—cont.**

Boundary disputes between zamindárs in, and zamindárs in Regulation Districts to be disposed of by Superintendent . . . . . Act XX of 1850.

**TRIBUTES.**

To be received ~~for~~ and in name of Crown . . . . . 21 & 22 Vic., c. 106, s. 2.  
 applied for purposes of Government of India . . . . . 21 & 22 Vic., c. 106, s. 2.  
*See ARAKAN HILL DISTRICT.*

**TRINIDAD.**

Emigration to, legalized . . . . . Act VII of 1871, s. 23.  
 Probable length of voyage to . . . . . Act VII of 1871, s. 83.  
*See MERCHANT SHIPPING, 3 (b) (ii).*

**TROOPS.**

Port Trust Dues, &c., not leviable in respect of ships employed only for carriage of  
 Bom. Act VI of 1879, s. 44.  
 Marching. Notice of probable time of arrival of, to be given to the Magistrate, Collector, &c.  
 Bom. Reg. XXII of 1827, s. 40.  
 Ben. Reg. XI of 1806, s. 2.  
 Assistance how given and payment how made for provisions and conveyance furnished to . . . . . Bom. Reg. XXII of 1827, ss. 41, 42.  
 Ben. Reg. XI of 1806, ss. 3—6.  
 Compensation for injury caused by, how obtained, Bom. Reg. XXII of 1827, s. 43.  
 Ben. Reg. XI of 1806, s. 5.  
 Liability of landholders, &c., to summary fine by Collector for refusal or neglect to furnish supplies to, subject to appeal to Board or Commissioner  
 Ben. Reg. VI of 1825.  
 Reports of misbehaviour of, to be made by Collectors and Magistrates  
 Ben. Reg. XI of 1806, s. 7.  
 Provisions regarding, applied to Ajmer . . . . . Reg. III of 1877, s. 3, sch. II.  
 to Central Provinces . . . . . Act XX of 1875, s. 3 sch.  
 to Oudh . . . . . Act XVIII of 1876, s. 3, sch. II.

*See also FERRIES; TOLLS, &c.*

**TRUST.**

Trusts of lands. Declarations of, to be in writing . . . . . 29 Char. 2, c. 3, s. 7.  
 Assignments of . . . . . 29 Char. 2, c. 3, s. 9.  
 Declaration of, by writing, chargeable with what stamp duty  
 Act I of 1879, ss. 4, 5, sch. I; No. 25.  
 Notice of, as regards stock or shares of Presidency Banks how far binding on banks  
 Act XI of 1876, s. 22.  
 Instrument of revocation of, with what stamp duty chargeable  
 Act I of 1879, ss. 4, 5, sch. I, No. 56.  
 Specific performance enforceable of act to be done in performance of, Act I of 1877, s. 12 (a).  
 Trust property of judgment-debtor liable to attachment in execution of decree  
 Act X of 1877, s. 266.

**TRUST FUNDS.**

Trustees may deposit, with Accountant-General . . . . . 10 & 11 Vic., c. 96.  
 Court of Chancery may order transfer of . . . . . 12 & 13 Vic., c. 74, s. 1.  
 Effect of such order . . . . . 13 & 14 Vic., c. 60, s. 26.  
 Public companies to comply with orders of Court of Chancery . . . . . 15 & 16 Vic., c. 55, ss. 6, 7.  
 Charitable trusts . . . . . 16 & 17 Vic., c. 137, s. 51.

**TRUSTEE.**

1. Rights and Liabilities in respect of Trust Property. | 2. Special Trusts.

**1. Rights and Liabilities in respect of Trust Property****(a) General.**

Entitled to sue for moveable property appertaining to trust . . . . . Act I of 1877, s. 10 expln.  
 Liable specifically to deliver trust property . . . . . Act I of 1877, s. 11.  
 To be personal representative of beneficiary in suits by or against third parties relating to trust property . . . . . Act X of 1877, s. 437.  
 Act XII of 1879, s. 72.



**TRUSTEE—cont.****1. Rights and Liabilities in respect of Trust Property—cont.****(a) General—cont.**

- Power of, to act in proceedings with reference to the acquisition of land for public purposes Act X of 1870, s. 3.
- Transfer of trust property from one trustee to another without consideration, with what stamp duty chargeable. Act I of 1879, ss. 4, 5, sch. I, No. 60 (d).
- Injunction obtainable to prevent waste of trust property by Act I of 1877, s. 54 (a) & illus. (b) & (f).
- Definition of, for purposes of limitation Act XV of 1877, s. 3.
- No limitation for suit for trust property against assignee of, without consideration Act XV of 1877, s. 10.
- Limitation of time for suit for trust property against assignee of, for value Act XV of 1877, s. 4, sch. II, Nos. 133, 134.
- Contract by, in excess or breach of powers, not specifically enforceable, Act I of 1877, s. 21 (e).
- Limitation of time for suits for contribution, &c., out of estate of deceased Act XV of 1877, s. 4, sch. II, Nos. 98, 100.
- See* **OFFICIAL TRUSTEE; PAYMENT INTO COURT; STOCK; TRADE LICENSES.**

**(b) English Law.**

- For infant holding over 6 Anne, c. 72, s. 5.
- Payment of alimony to, for married woman. Act IV of 1869, s. 38.
- Limitation of liability of, for *bona fide* act done in pursuance of power of attorney after death, &c., of principal, and in ignorance of such death Act XXVIII of 1866, s. 39.
- Clauses for indemnity of, implied in every instrument creating a trust Act XXVIII of 1866, s. 37.
- Application by, to High Court for advice and indemnity to, acting in accordance with such advice Act XXVIII of 1866, s. 43.
- Investments authorized for Act XXVIII of 1866, s. 32.  
22 & 23 Vic., c. 35.  
30 & 31 Vic., c. 132.
- Investment by, of money arising out of sale under power of sale, in Government Securities if not otherwise directed Act XXVIII of 1866, ss. 5, 32.
- Appointment of new, on death, absence, refusal, or unfitness of former trustee Act XXVIII of 1866, ss. 34, 35.
- by* High Court Act XXVII of 1866, ss. 35—38.
- In case of property of Religious Societies. *See* **RELIGIOUS SOCIETIES.**
- Transfer by High Court of immoveable property, stock, Government Securities, or rights vested solely or jointly in, who is minor, lunatic, unknown, out of jurisdiction, or refuses to act Act XXVII of 1866.
- Decree by High Court when trustee who is defendant cannot be found Act XXVII of 1866, s. 47.
- Application of minor's property to his maintenance and education, and accumulation of surplus by Act XXVIII of 1866, s. 33.
- Powers of, under instrument giving power of sale, and mode of exercising such power Act XXVIII of 1866, ss. 2—5.
- See also* **PURCHASE-MONEY.**
- Power of, under will to raise money by sale or mortgage of immoveable property charged with debts, legacy, &c. Act XXVIII of 1866, ss. 25—28.
- Receipts of, for purchase or mortgage money Act XXVIII of 1860, s. 31.
- to be a discharge* Act XXVIII of 1860, s. 36.
- Purchaser from, not required to see to application of purchase-money, Act XXXI of 1854, s. 17.
- Of bankrupt. Certificate of appointment of, deemed conveyance of property and registration as such 32 & 33 Vic., c. 71, s. 83 (b).
- See* **APPOINTMENT; CONTINGENT ESTATES.**

**2. Special Trusts.**

Of Calcutta Municipal Reserve Fund, constitution and powers and duties of

Pen. Act IV of 1876, ss. 337—339.

*See* **CHARITABLE ENDOWMENTS; CHARITIES; HUSAINABAD ENDOWMENT; JAMSHED JEEJEEBHAY; RELIGIOUS SOCIETIES.**





**TRUSTEES AND MORTGAGERS' POWERS ACT** . . . . . Act XXVIII of 1866.

**TURPENTINE.** *See* COMBUSTIBLE MATTER.

**TURTLE (Bu.).**

Catching, or collecting eggs of, placed under restrictions . . . Act VII of 1875, ss. 2, &c.

**TUSKS.**

Found in forests. *See* FOREST PRODUCE.

**TWENTY-FOUR PERGUNNAS.**

District courts of, when to decide questions as to incapacity of proprietors residing within jurisdiction of High Court . . . Ben. Act IX of 1879, ss. 33, 34.

Civil courts of, to have jurisdiction in suits relating to assessment and collection of land revenue in Calcutta . . . Act XXIII of 1850, s. 13.

Execution of decrees of civil courts in, how obtained in Calcutta Court of Requests . . . Act XXVII of 1839.

*See* JANGALBŪRĪ TALUQS; PATITABĀDĪ TALUQS.

## U

**ULLAGE.**

Rate of, allowed on removal of wine, spirits, and beer from bonded warehouse . . . Act VIII of 1878, ss. 116, 117.

**UMPIRE.** *See* ARBITRATION.

**UNALIENATED LAND (Bo.).** *See* LAND (Bo.).

**UNCLAIMED PROPERTY.**

Duty of police to take charge of . . . . . Act V of 1861, s. 25.  
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Procedure of Magistrate of District in regard to . . . Act V of 1861, ss. 26, 27.  
 Bom. Reg. XII of 1827, s. 19 (8).

Rules regarding disposal of . . . (O.) Act XVIII of 1876, ss. 39 (b), 40-42.  
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**UNDER-PROPRIETARY TENURES (O.).**

Register of, how and by whom maintained . . . Act XVII of 1876, ss. 56 (e), 58, 59.

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**UNDER-PROPRIETORS (O.).**

Partition of holdings of. *See* PARTITION OF ESTATES (O.).

Assignment of holdings of, on partition of taluqdāri mahāls . . . Act XVII of 1876, s. 100.

Estate of, liable to jurisdiction of Court of Wards . . . Act XVII of 1876, s. 161.

Entitled to farm of portion of taluq on exclusion of taluqdār from settlement . . . Act XVII of 1876, s. 33.

Right of, how dealt with on attachment in execution of decree in rent-suit . . . Act XIX of 1868, s. 125.

*See* INCUMBRANCES; PRE-EMPTION, RIGHT OF.

Rent at what time payable by, in absence of agreement in writing . . . Act XIX of 1868, s. 12.

Increase, reduction, or suspension of rent payable by, on increase, reduction, or suspension of assessment of revenue . . . Act XVII of 1876, ss. 48, 49.

Claims relating to rent payable by, excluded from cognizance of Civil Courts . . . Act XVII of 1876, s. 219 (a) (d).

Rent of, when and by whom recoverable as arrears of land revenue . . . Act XVII of 1876, ss. 158, 220 (g).

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*See* LANDLORD AND TENANT (O.); PATWĀRĪS (O.); SETTLEMENT OF LAND (O.), I.

**UNDER-SECRETARY.**

When to be civil servant . . . . . 24 & 25 Vic. c. 54.

**UNDER-SECRETARY OF STATE.**

May sit in House of Commons . . . . . 21 & 22 Vic., c. 106, s. 4.

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**UNDER-TENURES (Be.).** *See* **DEPENDENT TALUQDARS; INDEPENDENT TALUQDARS; PATNI TALUQS; REGISTRATION OF TENURES, &c. (Be.).**

**UNDIVIDED HINDU FAMILY.**

Member of, how far liable for debts contracted before he was 21 years of age  
Bom. Act VII of 1866, ss. 5, 6.

*See* **HINDU FAMILY; JOINT FAMILY PROPERTY; JOINT UNDIVIDED ESTATE.**

**UNDUE INFLUENCE.**

Definition of . . . . . Act IX of 1872, s. 16.

Effect of, on agreement caused thereby . . . . . Act IX of 1872, ss. 14, 16.

**UNDUE PREFERENCE.** *See* **INSOLVENT DEBTORS, 1 (d), 2.**

**UNIFORM.** *See* **FALSE PERSONATION; REGIMENTAL NECESSARIES; VOLUNTEERS.**

**UNION.** *See* **MUNICIPALITIES.**

**UNION (B.).**

Formation, declaration of limits of, and extension of provisions to  
Ben. Act V of 1876, ss. 320—323.

Union Fund. Constitution, application and budget of  
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Tax to be levied in. Nature of, and maximum amount of  
Ben. Act V of 1876, ss. 324, 327.

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Proceedings for collection and recovery of

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Ben. Act V of 1876, ss. 328, 329, 340—344.

Police, payment of, estimates and accounts of expenditure for, &c.

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Naming of streets, and numbering of houses in . . . . . Ben. Act V of 1876, s. 349.

Police officers to report and arrest for nuisance, &c., in . . . . . Ben. Act V of 1876, s. 376.

Saving of creations of, and pancháyats for, under previous Acts

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**UNION OF ESTATES.**

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**UNITED KINGDOM.** *See* **CROWN.**

**UNITED STATES.** *See* **TRADE.**

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**UNLAWFUL ASSEMBLY.**

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Liability of landholder on whose land, held	Act XLV of 1860, s. 154.
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	Act X of 1872, ss. 480, 481.
	Act XI of 1874, s. 43.

Magistrate to direct use of military force for dispersion of

Act X of 1872, ss. 482—486.

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Military officer to disperse, on requisition of Magistrate, on his own responsibility

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Volunteer, to disperse at night

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*See* RIOTING.

**UNLAWFUL ATTACHMENT.**

Prohibited . . . . . 5 Edw. III, c. 9.

**UNNATURAL OFFENCE.**

Penalty for . . . . . Act XLV of 1860, s. 377.

Additional punishment of whipping on second conviction of . . . . . Act VI of 1864, s. 4.

Reg. III of 1875, s. 4.

Kidnapping or abducting in order to

Act XLV of 1860, s. 367.

Accusation of, extortion by threat of, or using threat of, in order to extort

Act XLV of 1860, ss. 388, 389.

False charge of, additional punishment of whipping on second conviction of

Act VI of 1864, s. 4.

Reg. VI of 1875, s. 4.

*See also* EUNUCHS.

**UNSOUND MIND. *See* LUNATIC.****URGENCY.**

Provision for cases of . . . . . 33 Geo. III, c. 52, ss. 47—51.  
21 & 22 Vic., c. 106, s. 26.

*See* EMERGENCY.

**USAGE.**

When to be enforced in Civil Courts, Bombay . . . . . Bom. Reg. IV of 1827, s. 26.

Opinion as to, when admissible in evidence . . . . . Act I of 1872, s. 49.

Having the force of law. *See* QUESTION OF LAW.

*See* CUSTOM; ERROR.

**USES.**

Statutory . . . . . 27 Hen. VIII, c. 10.

**USUFRUCT. *See* INTEREST; ZAR-I-PESHGIR.****USURY.**

Laws regarding, abolished . . . . . Act XXVIII of 1855, s. 1.

Rules for prevention of, in Santal Parganas . . . . . Reg. III of 1872, s. 6.

**V.****VACANCIES.**

In office of Governor-General, Governor, Commander-in-Chief or Member of Council, how filled up . . . . . 33 Geo. III, c. 52, ss. 25—31, 53.  
3 & 4 Wm. IV, c. 85, ss. 62—64.

16 & 17 Vic., c. 95, s. 20.

In any office, Crown may supply, if Court of Directors neglect for two months to do so

33 Geo. III, c. 52, s. 26.









**VEXATIOUS SUIT.** See PAUPER SUITS.

**VICE-ADMIRALTY COURT.**

- Jurisdiction of, as to offences against, and ships detained under, Foreign Enlistment Act . . . . . 33 & 34 Vic., c. 90, ss. 30, &c.  
     in certain maritime cases . . . . . 2 Wm. IV, c. 51, s. 6.  
 Judicial acts of Surrogates of, rendered valid . . . . . 56 Geo. III, c. 82.  
 Act to regulate practice and fees in . . . . . 2 Wm. IV, c. 51, ss. 1—4.  
 Time allowed for appeals against decrees and orders of . . . . . 30 & 31 Vic., c. 45, s. 18.  
 Appointment of Assessors for assistance of . . . . . Act VII of 1830, s. 85.  
 Limitation of appeals from decrees of . . . . . 5 Geo. IV, c. 113, s. 9.  
 Appeals from, to Queen in Council . . . . . 3 & 4 Wm. IV, c. 41, s. 2.  
 Jurisdiction of High Court as . . . . . 24 & 25 Vic., c. 104, s. 9.  
*See* ADEN; BOTTOMRY; CONTEMPT OF AUTHORITY; DAMAGE; DROITS; PILOTAGE;  
 RECORDER OF RANGOON, 3; SALVAGE; SEAMEN; SLAVE TRADE.

**VICE-ADMIRALTY PRIZE COURT.**

- Defined . . . . . 27 & 28 Vic., c. 25, s. 3.  
 To enforce orders of Judicial Committee and of High Court of Admiralty, . . . . . 27 & 28 Vic., c. 25, s. 9.  
 Judge of. Salary of . . . . . 27 & 28 Vic., c. 25, s. 10.  
     Pension of . . . . . 27 & 28 Vic., c. 25, s. 11.  
 Return to be made by Registrar of . . . . . 27 & 28 Vic., c. 25, s. 12.

**VICE-CONSUL. *See* CONSUL; FOREIGNER.****VICE-PRESIDENT.**

- Nominated by Governor General . . . . . 33 Geo. III., c. 52, s. 53.  
     39 & 40 Geo. III., c. 79, s. 9.  
 Of Legislative Council. Governor General may appoint . . . . . 21 & 22 Vic., c. 106, s. 63.  
 Of Council of India . . . . . 21 & 22 Vic., c. 106, s. 21.

**VILLAGE.**

- Creation of new, to be intimated to Collector . . . . . Ben. Act VII of 1876, ss. 30, 31.  
 Application of local funds to sanitary inspection of . . . . . Mad. Act IV of 1871, s. 26.  
 Chaukidari Act not applicable to . . . . . (N., P., O.) Act XX of 1856, s. 2.  
     Act XXII of 1871, s. 1.

*But see* VILLAGE CHAUKIDARS.

Boundaries of. *See* BOUNDARIES; BOUNDARY-MARKS; PANJAB FRONTIER; SINDH FRONTIER.

**VILLAGE ACCOUNTANT.**

- Power of Collector to appoint, and prescribe records, registers and accounts of . . . . . Bom. Act V of 1879, ss. 16, 17.  
 General duties of . . . . . Bom. Act V of 1879, s. 17.  
 Duty of, to frame all returns and proceedings of police patel . . . . . Bom. Act VIII of 1867, s. 7.  
*See* KARNAMS; PATWARIS.

**VILLAGE ACCOUNTS (Bo.).**

- Public entitled to inspection of . . . . . Bom. Act V of 1879, s. 213.

**VILLAGE CESS (M.).**

- Power to levy, rate of, and mode of recovery of . . . . . Mad. Act IV of 1864, ss. 2—4.  
 Application of, to payment of certain village servants . . . . . Mad. Act IV of 1864, ss. 5, 7.  
 Suits regarding enjoyment of, liability to, or rate of, cognizable by Collector and not by Civil Court . . . . . Mad. Act IV of 1864, s. 8.  
 Orders of Collector regarding, subject to appeal to Board of Revenue . . . . . Mad. Act IV of 1864, ss. 9, 10.  
 To be levied only in districts to which Act extended . . . . . Mad. Act IV of 1864, s. 11.

**VILLAGE CHANNEL (Bo.).**

- Defined . . . . . Ben. Act III of 1876, s. 3 (2).  
 Included in definition of "Canal" . . . . . Ben. Act III of 1876, s. 3 (1) (c).  
 Power of canal officer to enter upon . . . . . Ben. Act III of 1876, s. 34.  
 Registration of, and of changes in ownership of, by canal officer . . . . . Ben. Act III of 1876, ss. 47, 61—64.





**VILLAGE CHANNEL (Be.)—cont.**

- Construction, compulsory acquisition and transfer of, admission to joint ownership in, and rights and obligations of owners of . . . Ben. Act III of 1876, ss. 49—73.  
 Joint owners of, disputes regarding rights and liabilities of, to be decided by canal officer or Collector, subject to suit in Civil Court . . . Ben. Act III of 1876, ss. 87—89.  
 Orders of canal officer in respect of, appealable to Collector . . . Ben. Act III of 1876, s. 91.  
*See* IRRIGATION (Be.).  
 Offences relating to. *See* CANAL.

**VILLAGE CHAUKIDARS (Be.).**

- Number, salaries, appointment, punishment, and dismissal of . . . Ben. Act VI of 1870, ss. 11, 12, 35—38.  
 Rate for payment of salaries of, powers of pancháyat and Magistrate for assessment and collection of . . . Ben. Act VI of 1870, ss. 13—34, 47.  
 Chaukidári Fund. Constitution of . . . Ben. Act VI of 1870, ss. 23, 24.  
     Credit of fines to . . . Ben. Act VI of 1870, s. 42.  
 Control of, by pancháyat . . . Ben. Act VI of 1870, s. 41.  
 Powers of Magistrate to enforce payment of salary of . . . Ben. Act VI of 1870, ss. 43—46, 62.  
 Duties of, as to reporting and preventing offences, &c., and apprehending offenders . . . Ben. Act VI of 1870, ss. 39, 40.  
     Ben. Act I of 1871, s. 6.  
 Duty of zamindárs to report crime not affected by appointment of. Ben. Act VI of 1870, s. 66.  
 Repeal of section 21, Regulation XX of 1817, on appointment of . . . Ben. Act VI of 1870, s. 2,  
     Ben. Act I of 1871, s. 1.  
*See* CHAUKIDAR; CHAKARAN LANDS; REGISTRATION OF BIRTHS, &c. (Be.), 1.

**VILLAGE COMMUNITIES.**

- Liability of, to fine under track law . . . (P.) Act IV of 1872, ss. 41, 42.  
     Bom. Reg. XII of 1827, s. 37.  
     (Aj.) Reg. III of 1877, ss. 20—22, 28.  
 Responsibility of, for offence committed within limits of village, (Bu.) Act II of 1880, s. 21.  
     (Aj.) Reg. III of 1877, ss. 23—25, 28.  
     harbouring offenders, &c., on Panjáb frontier . . . Reg. I of 1872, s. 3.  
     permitting conflagrations in forests of Hazará District . . . Reg. II of 1879, s. 28.  
     awards of compensation, &c., made by Court of Vakils . . . Reg. III of 1877, s. 27.  
 Liability of, to fine. *See* PANJÁB FRONTIER; SINDH FRONTIER.

**VILLAGE CUSTOM.**

- Statement of, to be included in record of rights in Panjáb . . . Act XXXIII of 1871, s. 14 (5).  
     in Sontal Parganas . . . Reg. III of 1872, s. 23.  
     in Ajmer . . . Reg. II of 1877, s. 65 (7).  
 To be followed in partition of lands held in common . . . (N.) Act XIX of 1873, s. 119.  
     (O.) Act XVII of 1876, s. 81.  
     in recording cesses and arrangements between co-sharers at settlement . . . Act XIX of 1873, ss. 66, 67.  
     Act VIII of 1879, s. 8.

**VILLAGE EXPENSES (N.).**

- Share of, payable by each co-sharer to be recorded . . . Act XIX of 1873, s. 65 (b).

**VILLAGE FOREST. *See* FOREST, 1 (c).****VILLAGE HEADMEN.**

- Bound to report certain matters to police . . . Act X of 1872, s. 90.  
     Mad. Reg. XI of 1816, ss. 8, 9 . . . Act VII of 1878, s. 78.  
     Mad. Reg. I of 1830, s. 3. . . Ben. Reg. XVII of 1829, s. 3.  
     . . . (Bu.) Act II of 1880, ss. 14, 15.

*See* CRIMINAL TRIBES.



**VILLAGE HEADMEN (M.).**

Included among village servants employed on revenue or police duties

Mad. Act IV of 1864, s. 7.

See **VILLAGE CESS**; **VILLAGE SERVANTS**.

Information to be communicated and assistance to be given by, to each owner and to Police

Mad. Reg. XI of 1816, ss. 8, 9.

Jurisdiction of, to try petty offences of assault, affray and abuse, Mad. Reg. XI of 1816, s. 10.

of theft . . . . . Mad. Reg. IV of 1821, s. 6.

to search for stolen property . . . . . Mad. Reg. XI of 1816, s. 11.

to hold inquest on dead body and arrest suspected murderer

Mad. Reg. XI of 1816, s. 13.

as to offences by village police

Act XXIV of 1859, s. 50.

Punishments awarded by, how registered and reported . . . . . Mad. Reg. XI of 1816, ss. 10, 14.

Mad. Reg. IV of 1821, s. 6.

Duties of, under *Ábkárí Law*. See *ÁBKÁRÍ (M.)*, 2.

Jurisdiction and procedure of, not affected by Code of Criminal Procedure

Act X of 1872, s. 541 (b).

See **FORCED LABOUR**; **HEAD OF VILLAGE (M., &c.)**; **VILLAGE MUNSIFS**.

**VILLAGE HEADMEN (P.).**

Control of watchmen by, and conferral of certain police powers on

Act IV of 1872, s. 39 A (g) (h) (i).

Act XV of 1875, s. 2.

Obligation to assist, and power to arrest for obstruction of, when discharging police duties

Act IV of 1872, s. 39 B.

Act XV of 1875, s. 2.

Bound to assist trackers in search for stolen property, &c. . . . . Act IV of 1872, ss. 41, 42.

**VILLAGE HEADMEN (Bu.).**

Bound to give information of, and prevent destruction of, boundary-marks, Act V of 1880, s. 27.

See **RURAL POLICE (Bu.)**.

**VILLAGE HEADMEN (Aj.).**

Appointment and removal of . . . . . Reg. II of 1877, s. 110 (c).

Collection of revenue through . . . . . Reg. II of 1877, s. 98.

Powers of, for distraint for rent abolished . . . . . Reg. II of 1877 s. 99.

Power of, to sue several co-sharers at once in respect of same instalment

Reg. II of 1877, s. 100.

**VILLAGE MAPS (N.).**

Preparation of, chargeable to Patwáris Fund . . . . . Act XIX of 1873, s. 29 expln.

Act VIII of 1879, s. 4.

**VILLAGE MUNSIFS (M.).**

Heads of villages constituted . . . . . Mad. Reg. IV of 1816, ss. 2, 3.

Jurisdiction of, as Judge . . . . . Mad. Reg. IV of 1816, ss. 5—8.

as Arbitrator . . . . . Mad. Reg. IV of 1816, ss. 27, 28.

not affected by mufassal Court of Small Causes . . . . . Act XI of 1865, s. 12.

and procedure of, not affected by Code of Civil Procedure

Act X of 1877, s. 6 (c).

Plaint in suits before. Contents of . . . . . Mad. Reg. IV of 1816, s. 11.

Exempt from Court-fee . . . . . Act VII of 1870, s. 19 (5).

Attendance before, how procured of defendant . . . . . Mad. Reg. IV of 1816, ss. 12, 17.

witnesses . . . . . Mad. Reg. IV of 1816, ss. 15, 16.

Duty of, to cause attendance of witnesses, &c., before village pancháyats

Mad. Reg. V of 1816, ss. 4, 5.

Power of, to appoint village pancháyats for trial of certain suits . . . . . Mad. Reg. V of 1816, s. 2.

Mad. Reg. XII of 1816, ss. 5, 6.

See **VILLAGE PANCHÁYATS (M.)**.

General rules of procedure in suits before . . . . . Mad. Reg. IV of 1816, ss. 13, 14, 18.

Examination of witnesses before . . . . . Mad. Reg. IV of 1816, ss. 15, 16.

Decree. Contents of, and delivery of copies of . . . . . Mad. Reg. IV of 1816, ss. 20, 21, 24.

Time for, and manner of execution of, by attachment and sale

Mad. Reg. IV of 1816, ss. 23, 29—31.

How and by whom set aside . . . . . Mad. Reg. IV of 1816, ss. 4, 29.







**VILLAGE PANCHAYAT (Be.)—cont.**

Qualification for exemption from, and penalty for refusal of service on

Ben. Act VI of 1870, ss. 7-9.

Powers of, for raising chaukidári fund and controlling chaukidárs. *See* VILLAGE CHAUKIDÁRS.

Powers of, as to assessment of chaukidári chákaran lands. *See* CHAUKIDÁRI CHÁKARAN LANDS.

Power to make rules for guidance of . . . . . Ben. Act VI of 1870, s. 65.

Control of, by Commissioner . . . . . Ben. Act VI of 1870, s. 64.

Limitation of time, notice and tender of amends in suit for thing done by, or by authority of

Ben. Act VI of 1870, s. 63.

Powers of, for assessment and levy of road cess. *See* ROAD CESS (Be.)

**VILLAGE POLICE.**

Petition, complaint, &c., to, relating to offence, exempted from Court-fee

Act VII of 1870, s. 19, xvi.

*See also* HEAD OF VILLAGE; VILLAGE CHAUKIDÁRS; VILLAGE HEADMEN; VILLAGE WATCHMAN.

**VILLAGE POLICE (M.).**

Included in general Police Force . . . . . Act XXIV of 1859, s. 1.

**VILLAGE POLICE (Bo.).**

Administration of, vested in Magistrate of District, but may be delegated to Assistant Magistrate

Bom. Act VIII of 1867, s. 3.

To be under charge of Police Patel . . . . . Bom. Act VIII of 1867, ss. 5, 7, 8.

*See also*, POLICE PATEL (Bo.).

Not affected by Police Act unless enrolled thereunder . . . . . Bom. Act VII of 1867, s. 45.

Deputation of authority over, to District Superintendent of Police

Bom. Act VII of 1867, s. 44.

Bom. Act VIII of 1867, s. 4.

Jurisdiction and procedure of, not affected by Code of Criminal Procedure

Act X of 1872, s. 541 (c).

Punishment of officers of, for breach of duty . . . . . Bom. Act VIII of 1867, ss. 9, 9A.

Bom. Act I of 1876.

Liable to fine for neglect or connivance as to prevention, detection or apprehension of robbers

Bom. Reg. XII of 1827, s. 37.

**VILLAGE POLICE (Be.).**

Not affected by Police Act unless enrolled under that Act . . . . . Act V of 1861, s. 21.

Conferral of authority over, on District Superintendent of Police . . . . . Act V of 1861, s. 47.

*See also* CHAUKIDÁR; HAZÁRIBÁGH AND LOMÁRDAGA RURAL POLICE; VILLAGE CHAUKIDÁR.

**VILLAGE POLICE AND ROAD POLICE (N., O.).**

Appointment and dismissal of, by Magistrate of District, subject to control of Commissioner

(N.) Act XVI of 1873, ss. 5-7, 10, 13.

(O.) Act XVIII of 1876, ss. 31-33, 36.

Duties and powers of, and procedure on arrest by . . . . . (N.) Act XVI of 1873, ss. 8, 9.

(O.) Act XVIII of 1876, ss. 34, 35.

Offences by, specification of and penalties for . . . . . (N.) Act XVI of 1873, s. 11.

(O.) Act XVIII of 1876, s. 37.

finer for, to be credited to such fund as Government appoints

(N.) Act XVI of 1873, s. 12.

(O.) Act XVIII of 1876, s. 38.

Nomination of village police by zamindár or lambardár . . . . . (N.) Act XVI of 1873, ss. 3, 4.

(O.) Act XVIII of 1876, ss. 29, 30.

Power of Government to make rules relating to . . . . . (N.) Act XVI of 1873, s. 14.

(O.) Act XVIII of 1876, s. 39.

(O.) Act XIV of 1878, s. 5.

**VILLAGE POLICE AND TOWN POLICE (P.).**

Power to impose, assess and collect tax for support of . . . . . Act IV of 1872, ss. 39C-39G.

Act XV of 1875, s. 2.

VILLAGE POLICE (Bu.). *See* DISTRICT CESS (Bu.); RURAL POLICE (Bu.).





**VILLAGE RECORDS.**

Exempted from registration, but for certain purposes to be deemed registered

Inspection and copies of . . . . . Act III of 1877, s. 90.  
 Preparation of, in accordance with survey records and registration of mutations in . . . . . Act III of 1877, s. 91.  
 . . . . . Bom. Act V of 1879, s. 110.

**VILLAGE REGISTRARS (Bo.).**

Appointment, superintendence, suspension, dismissal, and local extent of jurisdiction of . . . . . Act XVII of 1879, ss. 55, 61, 63.  
 Instruments executed by Dekkhan Agriculturists invalid unless executed before . . . . . Act XVII of 1879, ss. 56, 62.  
 Procedure for execution, attestation, and registration of instruments before . . . . . Act XVII of 1879, ss. 57-59.  
 Registration by, equivalent to registration under Indian Registration Act . . . . . Act XVII of 1879, s. 60.  
 Previously executed mortgages how to be registered by . . . . . Act XVII of 1879, s. 71.

**VILLAGE SERVANTS.**

Malversation by. *See* MALVERSATION.

*See also* HEREDITARY OFFICE; INAMS; VILLAGE OFFICERS; VILLAGE POLICE; VILLAGE WATCHMAN.

**VILLAGE SERVANTS (M.).**

Employed in revenue or police duties:—

Fees or dues payable for, recoverable as arrears of land revenue

Mad. Act II of 1864, s. 52.  
 Fees for, abolished . . . . . Mad. Act IV of 1864, ss. 1, 6.  
*See* VILLAGE CESS.

**VILLAGE SERVANTS (Bo.).**

Bound to assist Police Patel on requisition . . . . . Bom. Act VIII of 1867, s. 7.

**VILLAGE SERVANTS (Be.).** *See* CHAKARAN LANDS.**VILLAGE SERVANTS (P.).**

Not entitled to right of occupancy in land held as remuneration for service in HAZÁRÁ . . . . . Reg. III of 1873, s. 5, exception 1.

**VILLAGE SITE.** *See* HAZÁRÁ DISTRICT.**VILLAGE WATCHMAN.**

Bound to report certain matters to police

Act X of 1872, s. 90. | Act XVI of 1873, s. 8.  
 Act VII of 1878, s. 78. | Act XVIII of 1876, s. 34.  
 Powers of, in relation to impounding of cattle . . . . . Act I of 1871, ss. 3, 10, 11.  
*See* CRIMINAL TRIBES; VILLAGE CESS; VILLAGE CHAUKIDÁRS; VILLAGE POLICE.

**VILLAGE WATCHMAN (Be.).**

Duties of, as to reporting and preventing offences, and apprehending offenders, in villages in which chaukidárs have not been appointed . . . . . Ben. Reg. XX of 1817, s. 21.

Ben. Act VI of 1870, ss. 2, 67.

• Ben. Act I of 1871, s. 1.

Names and allowances of, to be recorded at settlement . . . . . Ben. Reg. VII of 1822, s. 9 (1).  
 In Katak, not subject to rules relating to village police . . . . . Ben. Reg. XIII of 1805, s. 11.

*See* REGISTRATION OF BIRTHS, &c. (Be.), 1.

**VILLAGE WATCHMAN (P.).**

Power to establish system of, and to make rules as to appointment, powers, duties, pay, and assessment and collection of tax, &c., for . . . . . Act IV of 1872, s. 39A.

Act XV of 1875, s. 2.

Obligation to assist, and power to arrest without warrant person obstructing

Act IV of 1872, s. 39B.

Act XV of 1875, s. 2.

Bound to assist trackers in search for stolen property, &c. . . . . Act IV of 1872, ss. 41, 42.

*See also* VILLAGE HEADMEN; VILLAGE POLICE, &c., (P.).



**VISIT.**

Of Governor General to any part of India without his Council . . . 24 & 25 Vic., c. 67, s. 6.

**VISITATIONS.**

Of Bishops of Madras and Bombay. Expenses of . . . 3 & 4 Wm. IV, c. 85, s. 100.

**VISITORS.**

Of prisons. *See* PRISONS.

VIZAGAPATAM. *See* GANJAM, &c.

**VOLUNTEERS.**

Formation, and dissolution of, and withdrawal from . . . Act XX of 1869, ss. 5—7, 13—15.  
Application of Articles of War to, and formation of court-martials for . . . Act XX of 1869, ss. 8—12.

Duties and powers of . . . Act XX of 1869, ss. 16—20, 23, 24.

Power of, to arrest foreigner or native British subject travelling without license under certain circumstances . . . Act III of 1864, ss. 14, 18, 19.

Exemptions and privileges of . . . Act XX of 1869, ss. 25, 26.

Animals of, how far exempt from municipal taxation . . . Mad. Act V of 1878, s. 156 (d).

Ben. Act IV of 1876, s. 65 (b).

Ben. Act V of 1876, s. 122.

Penalty for assaulting or resisting, in discharge of duty . . . Act XX of 1869, s. 21.

Delivery of arms, ammunition, accoutrements and uniform on retirement or withdrawal of . . . Act XX of 1869, s. 15.

*See* ARMS.

VOTE. *See* CASTING VOTE.

**VOYAGE.**

Offence committed on. Place of trial for . . . Act X of 1872, s. 67 illus. (a).  
Act IV of 1877, s. 21.

*See also* HIGH SEAS; SEA; TERRITORIAL WATERS.

## W

**WAGER.**

Agreements by way of, void . . . Act IX of 1872, s. 30.

Bar of suit for anything won on, or deposited pending result of . . . Act IX of 1872, s. 30.

*See* HORSE-RACING.

Contracts to assist or by way of security for, or commission or brokerage in respect of, void

Bom. Act III of 1865, ss. 1, 2.

Guardians of minors and personal representatives of deceased not to be allowed credit for payments on contracts of . . . Bom. Act III of 1865, s. 3.

*See* GAMING.

**WAGES.**

Of labourers and domestic servants exempt from attachment . . . Act X of 1877, s. 266 (j) expln.

A preferential charge on deceased's estate . . . Act X of 1865, s. 281.

26 & 27 Vic., c. 57, s. 4.

Award of, to servant of insolvent. *See* INSOLVENT DEBTORS (b).

Of married woman. *See* MARRIED WOMAN, 2.

Limitation of time for suit for, by labourer on public work, Act XV of 1877, s. 4, sch. II, No. 4.  
by household servant, artisan or labourer

Act XV of 1877, s. 4, sch. II, No. 7.

not expressly provided for

Act XV of 1877, s. 4, sch. II, No. 102.

*See also* MERCHANT SHIPPING, 2 (e).

Rate of, to be expressed in contract for labour in Straits Settlement . . . Act V of 1877, s. 15.

*See* FORCED LABOUR; IMMIGRATION; INSOLVENT DEBTORS, 1 (d); MASTER AND SERVANT; MINOR, 4; SALARY; SERVANTS.





**WAGING WAR.**

- Against the Queen, and attempt, abetment, preparation for or concealment of design of  
 conspiracy for . . . . . Act XLV of 1860, ss. 121—123.  
 . . . . . Act XLV of 1860, s. 121A.  
 . . . . . Act XXVII of 1870, s. 4.  
 Asiatic power in alliance or at peace with the Queen, and attempt or abetment of, or  
 receiving property taken in . . . . . Act XLV of 1860, ss. 125—127.  
*See FOREIGN EMIGRANTS; STATE OFFENCES.*

**WAISH.**

- Custom of, to be enforced by Settlement Officer in Hazára district  
 . . . . . Reg. I of 1872, s. 13, rule 7.

**WAIVER.**

- Of notice of ejectment, must be express . . . . . Act XVIII of 1873, s. 41.  
 . . . . . Act XIX of 1868, ss. 44, 46.  
 Of proprietor's lien for rent as against incumbrance created by under-proprietor, must be in  
 writing . . . . . (O.) Act XIX of 1868, s. 12.

**WANDERING GANG OF THIEVES.**

- Punishment for belonging to . . . . . Act XLV of 1860, s. 401.

**WAQF. *See* NAZUL.****WAR.**

- Governor General in Council to superintend presidencies of Fort St. George and Bombay as to  
 levying . . . . . 33 Geo. III, c. 52, s. 40.  
 not to declare, without command of Court of Directors, &c.  
 . . . . . 33 Geo. III, c. 52, s. 42.  
 to communicate commencement of . . . . . 33 Geo. III, c. 52, s. 42.  
 Governments of Fort St. George and Bombay not to declare . . . . . 33 Geo. III, c. 52, s. 43.  
 Communication to Parliament of order to commence . . . . . 21 & 22 Vic., c. 106, s. 54.  
 Beyond frontiers, revenues of India not applicable for . . . . . 21 & 22 Vic., c. 106, s. 55.  
*See SECRET COMMITTEE.*  
 Prisoner of. *See PRISONER OF WAR; STATE PRISONER.*  
*See also FOREIGN ENLISTMENT; WAGING WAR.*

**WARAM.**

- Rates of, to be altered only with sanction of Board of Revenue . . . . . Mad. Reg. II of 1803, s. 40.

**WARD. *See* COURT OF WARDS; GUARDIAN.****WARDEN. *See* WEIGHTS AND MEASURES.****WAREHOUSE. *See* SEA DELIVERY ORDER; HOUSES; SEA CUSTOMS, 3 (b).****WAREHOUSE-KEEPER.**

- Criminal breach of trust by . . . . . Act XLV of 1860, s. 407.

**WAREHOUSE-KEEPER'S WARRANT.**

- Stamp duty payable on . . . . . Act I of 1879, ss. 4, 5, sch. I, No. 61.  
 Transfer of, by endorsement. *See TRANSFER BY ENDORSEMENT.*  
*See also INSTRUMENT OF TITLE TO GOODS.*

**WAR-KNIVES.**

- In Malabar District, use of, prohibited . . . . . Act XXIV of 1854, s. 1.  
 possession, sale, and manufacture of, how punishable  
 . . . . . Act XXIV of 1854, s. 2.  
 search for and seizure of . . . . . Act XXIV of 1854, s. 3.

**WARRANGAON. *See* DEKKHAN SARDARS.**

**WARRANT.**

- For Letters Patent respecting bishopric or archdeaconry . . . 53 Geo. III, c. 155, s. 53.  
 Under Royal Sign Manual relating to India to be countersigned by Secretary of State . . . 17 & 18 Vic., c. 77, s. 1.  
 . . . 21 & 22 Vic., c. 106, s. 3.  
 Of appointment of Governor General, fourth ordinary Member, Governor of Presidency, and Advocate General . . . 21 & 22 Vic., c. 106, s. 29.  
 Appointing auditor of accounts of Secretary of State in Council . . . 21 & 22 Vic., c. 106, s. 52.  
 Granting retiring pension to Member of Council of India . . . 32 & 33 Vic., c. 97.  
 For payments, system for issuing . . . 21 & 22 Vic., c. 106, s. 51.  
 For payment of expenses of Company in respect to their capital stock and dividend . . . 21 & 22 Vic., c. 106, s. 72.  
 Made under Regimental Debts Act to be laid before Parliament . . . 26 & 27 Vic., c. 57, s. 36.  
 Police officer protected from suit for act done under . . . Act XXIV of 1859, s. 54.  
 . . . Act V of 1861, s. 43.  
 . . . Bom. Act VII of 1867, s. 43.  
 Arrest without. *See* ARREST, 2 (a).  
 For search. *See* SEARCH WARRANT.  
 For execution of sentence, form and direction of . . . Act X of 1872, s. 303.  
 . . . Act X of 1875, ss. 103, 104.  
 . . . Act IV of 1877, s. 184.  
 For levy of fine, issue and execution of . . . Act X of 1872, s. 307.  
 . . . Act X of 1875, s. 105.  
 . . . Act IV of 1877, s. 185.  
*See* ATTACHMENT OF PROPERTY; BANKRUPTCY COURT; DISTRESS FOR RENT; WARRANT OF ARREST.

**WARRANT CASE.**

- Definition of . . . Act X of 1872, ss. 4, 149.  
 Trial of, examination of witnesses and accused in . . . Act X of 1872, ss. 190—193, 214, 218, 219.  
 adjournment of, when and for how long . . . Act X of 1872, ss. 194, 214, 219, 362.  
 . . . on amendment of charge . . . Act X of 1872, s. 448.  
 Absence of complainant on, when sufficient ground for discharge, Act X of 1872, s. 215, expln. I.  
 Order for discharge, when and on what grounds to be made . . . Act X of 1872, s. 215, expln. III.  
 Effect of discharge in . . . Act X of 1872, s. 215, expln. I.  
 Witnesses, attendance of, how procured in mufassal . . . Act X of 1872, s. 362.  
 . . . Presidency Magistrate's Court . . . Act IV of 1877, s. 143.  
 . . . for defence, discretion as to summoning . . . Act X of 1872, ss. 219, 359, 362.  
 . . . deposit of expenses of, when required . . . Act X of 1872, ss. 359, 362.  
 . . . appeal against refusal to summon . . . Act X of 1872, s. 362.  
 . . . for prosecution, recall of, by accused after framing of charge . . . Act X of 1872, s. 218.  
 Record of evidence in. *See* EVIDENCE, 2.  
 Charge when and how framed in . . . Act X of 1872, s. 216.  
 . . . Act XI of 1874, s. 16.  
 Defence of accused in . . . Act X of 1872, ss. 218, 219.  
 Acquittal or conviction in . . . Act X of 1872, s. 220.  
 Procedure in regard to, how far applicable to summary trial . . . Act X of 1872, s. 226.

**WARRANT OF ARREST.**

1. Accused. | 2. Witnesses. | 3. Miscellaneous.

**1. Accused.****(a) Issue.**

- To Governor General and Council and Supreme Court by Lord Chancellor or Speaker of House of Lords or Commons . . . 13 Geo. III, c. 63, s. 42.  
 By Queen's Bench for apprehending persons accused of offences committed in India . . . 26 Geo. III, c. 57, s. 15.  
 For securing suspected persons, by Governor General . . . 33 Geo. III, c. 52, s. 45.  
 . . . by Governor or Governors in Council, 33 Geo. III, c. 52 s. 46.





**1. Accused—cont.**

By Magistrate on what grounds in nonfatal	Act X of 1872, ss. 139, 140, 147—150.
in Presidency Town	Act IV of 1877, ss. 25, 27, 33—36.
for offence committed beyond local limits of jurisdiction	Act X of 1872, ss. 32 (6), 157, 174, 175.
	Act IV of 1877, ss. 54, 55.
in compliance with or in anticipation of order for extradition	Act XXI of 1879, ss. 12—17.
on absence of accused in course of trial	Act X of 1872, s. 208.

In proceedings for demand of security for keeping the peace, or good behaviour

On application of sureties for discharge . . . . .	Act IV of 1877, ss. 217, 220 Act X of 1872, s. 395 Act IV of 1877, s. 76
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In opium cases . . . . . Act 1 of 1878, s. 19.

For person in Navy, Indian Marine, or Marine Survey guilty of smuggling

Act VIII of 1878, s. 177.

In summons case . . . . .	Act X of 1872, s. 148.
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Act IV of 1877, s. 34  
Act V of 1877, s. 176

In supersession of summons . . . . .	Act X of 1872, ss. 150, 156
	Act IV of 1877, ss. 26, 27

Form and effect of Act IV of 1877, ss. 36, 53  
Act V of 1878, s. 150

Form and effect of	Act X of 1872, s. 159
	Act IV of 1877, s. 56

Endorsement on directing bail to be taken	Act IV of 1877, s. 56 Act X of 1872, s. 160
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Endorsement on, directing bail to be taken	. . . . .	Act X of 1872, s. 100
		Act IV of 1877, s. 58

To whom to be directed and by whom to be executed . . . Act X of 1872, ss. 161—165  
Act IV of 1877, ss. 59, 60

Issued by High Court in exercise of its criminal jurisdiction to be directed to and executed by

Police officers . . . . . Act V of 1871, n. 3

Provisions as to, to apply to all warrants	. . . . .	Act X of 1872, s. 185
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Magistrate issuing, may superintend execution . . . . .	Act X of 1872, s. 166
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Act IV of 1877, s. 61

Powers as to, within local jurisdiction . . . . .	Act X of 1872, s. 167
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Act IV of 1877, s. 63

beyond local jurisdiction . . . . . Act X of 1872, ss. 168—170  
Act IV of 1877, ss. 61—66

in contempt. See MILITARY COMPTONMENTS. Act IV of 1877, ss. 64-66

in cantonments. See MILITARY CANTONMENTS, 4.  
 Procedure on absconding to avoid, in warrant case. Act V of 1872, ss. 171—173.

Procedure on absconding to avoid, in warrant case . . . . . Act X of 1872, ss. 171—173  
Act IV of 1877, ss. 67—69

**Manner of** . . . . . Act IV of 1877, ss. 67-69  
Act X of 1872, ss. 176-182

Manner of . . . . .	Act X of 1872, ss. 170-183
Search of person on, unless released on bail . . . . .	Act X of 1872, s. 387

Fee to be charged for, and power to remit, issued by Presidency Magistrate

Act IV of 1877, s. 53

Intermediate custody of persons apprehended under—

of High Court or Court of Small Causes (Presidency), Act V of 1871, s. 14.

of Presidency Magistrate . . . . . Act IV of 1877, ss. 70, 71.

(a) *In Criminal Cases.*

Rules applicable to . . . . . Act X of 1872, s. 185.

When issuable . . . . . Act X of 1872, ss. 352, 355.

Act X of 1875, 88. 81, 84.

Act IV of 1877, ss. 135, 136.

In enquiries regarding misconduct or incompetency of master of merchant vessel

Act IV of 1875, s. 15

**Procedure on absconding to avoid.** See **ABSCONDING WITNESS.**



**WARRANT OF ARREST—concl.****2. Witnesses—cont.****(b) In Civil Cases.**

When issuable

Procedure on absconding to avoid. *See* **ABSCONDING WITNESS.** Act X of 1877, s. 174.**3. Miscellaneous.**

For arrest of tenant for arrears of rent, issue, contents, and execution of

Mad. Act VIII of 1865, ss. 45—48.

Issuable by Collector in excise cases. *See* **EXCISE.***See* **ARREST; WARRANT.****WARRANT OF COMMITMENT.**

For intermediate custody of accused in Presidency Magistrate's Court, form of

Act IV of 1877, s. 71.

Admissible in evidence to prove previous conviction in Presidency Magistrate's Court

Act IV of 1877, s. 154.

Of revenue defaulter

Mad. Act II of 1864, s. 49.

*See* **STATE PRISONERS; WARRANT.****WARRANT OFFICER.**

Indian Articles of War applicable to

Act V of 1869, pt. I (d).

To be attested

Act V of 1869, art. 2.

Special rules regarding composition and powers of Court-martial for trial of

Act V of 1869, arts. 81, 85 (a), 92, 145, 146.

provisions modifying application of Army Discipline and Regulation Act to

42 &amp; 43 Vic., c. 33, s. 174.

Liable to reduction or remand to regimental duty by order of Governor

42 &amp; 43 Vic., c. 33, s. 172 (5).

*See* **HOSPITAL APPRENTICES.****WARRANTY.**

Of quality and genuineness when implied on sale of goods . . . Act IX of 1872, ss. 110—115.

Not implied as to latent defects . . . Act IX of 1872, s. 116.

Buyer's right on breach of, as to goods sold and delivered . . . Act IX of 1872, s. 117.

not ascertained at time of sale, Act IX of 1872, s. 118.

Form of plaint in suit on breach of . . . Act X of 1877, sch. IV, No. 68.

By tenant for life . . . 4 &amp; 5 Anne, c. 3, s. 21.

*See* **COLLATERAL WARRANTIES.****WASTAGE.**

Rates of, allowed on removal of salt from bonded warehouse . . . Act VIII of 1878, ss. 116, 117.

**WASTE.**

Between joint-tenants and tenants in common . . . 15 Edw. I, c. 22.

District Court entitled to take possession of property of deceased to prevent

Act X of 1865, s. 239.

Grant of administration to Administrator General to prevent . . . Act II of 1874, ss. 17, 18.

Suit to restrain, limitation of time for . . . Act XV of 1877, s. 4, sch. II, art. 41.

*See* **INJUNCTION, 2. INTERLOCUTORY ORDER; PERSONAL REPRESENTATIVE, 3 (d);****RECEIVER.****WASTE LANDS.**

1. Claims to, proposed for sale, when made before sale, &amp;c.

2. Claims to, when made after sale, &amp;c.

3. Miscellaneous.

**1. Claims to, proposed for sale, when made before sale, &c.**

Advertisement of disposal calling for

Act XXIII of 1863, s. 1.

*See also* **WASTE LANDS (N.).**

Limitation of time for, procedure and summary order by Collector on

Act XXIII of 1863, ss. 1—4.





**WASTE LANDS—cont.****1. Claims to, proposed for sale, when made before sale, &c.—cont.**

- Reference to, and award by Board of Revenue . . . . . Act XXIII of 1863, s. 5.  
 Power of Local Government to order suit to try, admitted by Collector, Act XXIII of 1863, s. 6.  
 Special Court for trial of:—  
     Appointment of . . . . . Act XXIII of 1863, s. 7.  
     Exclusive jurisdiction of . . . . . Act XXIII of 1863, s. 8.  
     Limitation of time for suits in . . . . . Act XV of 1877, sch. II, art. 1.  
     Procedure of . . . . . Act XXIII of 1863, ss. 9—13.  
     Finality of order of . . . . . Act XXIII of 1863, s. 14.  
     Reference by, to High Court of question of law . . . . . Act XXIII of 1863, s. 15.

**2. Claims to, when made after sale, &c.**

- Special Court. Jurisdiction of . . . . . Act XXIII of 1863, s. 18.  
     Limitation of time for suit in . . . . . Act XXIII of 1863, s. 18.  
     Nature of decree to be given by . . . . . Act XXIII of 1863, ss. 19, 20.  
 Saving of right of Government to allow compensation in case of claim beyond limitation . . . . . Act XXIII of 1863, ss. 22, 23.  
*See* ELEPHANTS; JUNGLE GRANTS; PERMANENT SETTLEMENT; SETTLEMENT OF LAND;  
 STATE FORESTS (Aj.).

**3 Miscellaneous.**

- Reclaiming and clearing of. *See* IMPROVEMENTS TO LAND  
 Formation of forests out of. *See* FORESTS, 1.  
*See* GOVERNMENT LANDS.

**WASTE LANDS (M.).**

- Rent of, to be determined by landholder . . . . . Mad. Act VIII of 1867, s. 11 (4).

**WASTE LANDS (Bo.).**

- Claims to occupation of, excluded from jurisdiction of Civil Courts . . . . . Act X of 1876, s. 4 (f).  
 Powers of Survey Officers or Commissioner to assign, for pasturage, forests, &c. . . . . Bom. Act V of 1879, ss. 38, 39.  
 Regulation of use of, for pasturage or for supply of firewood or timber for domestic purposes . . . . . Bom. Act V of 1879, ss. 39, 44.  
*See* LAND (Bo.).

**WASTE LANDS (Be.).**

- Excess, to be separately settled, allowance being made to previous proprietor . . . . . Ben. Reg. VII of 1822, s. 8.  
 Power to exclude from settlement in Sontal Parganas . . . . . Reg. III of 1872, s. 15.  
 Held under rules for sale, grant and clearance of, how valued for purposes of road cess . . . . . Ben. Act X of 1871, s. 9.  
 Unassessed, to be registered in register of revenue-free lands . . . . . Ben. Act VII of 1876, s. 9.

**WASTE LANDS (N.).**

- Advertisement of disposal of, proclamation by Settlement Officer calling for claims, to be deemed . . . . . Act XIX of 1873, s. 59.  
 Excess, included in mahál, to be separately settled . . . . . Act XIX of 1873, ss. 57, 61.  
 Not included in any mahál, how and with whom settled . . . . . Act XIX of 1873, ss. 58—61.  
 Claims arising out of settlement of, excluded from cognizance of Civil Courts . . . . . Act XIX of 1873, s. 241 (g).  
 Grants of, how far included in definition of maháls . . . . . Act XIX of 1873, s. 3 (1).  
     Act VIII of 1879, s. 2.

**WASTE LANDS (P.).**

- Presumption as to ownership of, included within boundaries of estate at settlement . . . . . Act XXXIII of 1871, ss. 26, 28.  
 Settlement of excess, when and how made, and procedure on refusal of . . . . . Act XXXIII of 1871, ss. 27, 41.  
     claim as to, not cognizable by Civil Court . . . . . Act XXXIII of 1871, s. 65 (4).

**WATANS.**

- Restrictions on alienation and attachment of, and powers of Collector for protection of Bom. Act III of 1874, ss. 5—13.
- Power of Collector to combine, commute service of holders of, and assess payments of, in alienated villages Bom. Act III of 1874, ss. 14—17, 20, 21.
- Definition of rights and duties of holders of Bom. Act III of 1874, ss. 18—21, 60—71, 83.
- Creation and lapse of Bom. Act III of 1874, s. 22.
- Remuneration of officers of Bom. Act III of 1874, s. 23.
- Powers of Collector as to registration, heirs, fixing periods of service, appointment of officers and deputies, and punishment and removal of holders of,—  
in case of patels, kulkarnis, and superior hereditary offices Bom. Act III of 1874, ss. 3, 24—62.
- in case of inferior village hereditary offices, Bom. Act III of 1874, ss. 63, 64.
- Preparation and maintenance by Collector of registers of Bom. Act III of 1874, ss. 65—68.
- Adoption of heir by holder of, when recognized Bom. Act III of 1874, ss. 33—35.
- Holder of, guardian when to perform duty of Bom. Act III of 1874, s. 37.
- Enquiries into. Procedure and powers of officers conducting Bom. Act III of 1874, ss. 62, 72—74.
- Powers of Mámldár and Mahalkári for making Bom. Act III of 1874, ss. 75, 84.
- Appeals when and within what time to lie on, and procedure for Bom. Act III of 1874, ss. 76—78.
- Control of, by Revenue Commissioner and Government Bom. Act III of 1874, ss. 61, 74, 79.
- General rules regarding Bom. Act III of 1874, ss. 80—82.

**WATCHMAN.** See CHAUKIDAR; VILLAGE CHAUKIDAR; VILLAGE POLICE; VILLAGE WATCHMEN.

**WATER.****1. General.****2. Application of, for public purposes.****1. General.**

- Right of Government to exclusive use and control of, in rivers, streams, &c. (Aj.) Reg. II of 1877, s. 5.
- Mischief by diverting Act XLV of 1860, s. 430.
- Pollution of, spring or reservoir, punishment for Act XLV of 1860, s. 277.
- triable summarily by Bench of 2nd or 3rd class Act X of 1872, s. 225.
- Use of. See PRESCRIPTION.
- Storage of, for agriculture. See IMPROVEMENTS TO LAND; LAND, 3.
- Right to use of. See DISPUTED POSSESSION.
- Supply of. See BOMBAY CITY MUNICIPALITY, 3, 4; CALCUTTA MUNICIPALITY, 3, 4; IRRIGATION; MADRAS CITY MUNICIPALITY, 3 (a), 4.

**2. Application of, for public purposes.**

- Notification regarding river, stream, lake, &c., about to be applied for canal or drainage work, and power of canal officer thereon (N., P., O., C.) Act VIII of 1873, ss. 5, 6.
- Ben. Act III of 1876, ss. 6, 7.
- Bom. Act VII of 1879, ss. 5, 6.
- Claim for compensation for :—
- Notice by Collector calling for Act VIII of 1873, s. 7.
- Ben. Act III of 1876, ss. 8, 9, 32.
- Bom. Act VII of 1879, ss. 37, 38.
- Matters to be considered and neglected in disposing of Act VIII of 1873, s. 8.
- Ben. Act III of 1876, s. 11.
- Bom. Act VII of 1879, ss. 31, 40.
- In case of loss of drinking water, how disposed of Ben. Act III of 1876, s. 12.
- Limitation of time for Act VIII of 1873, s. 9.
- Ben. Act III of 1876, s. 13.
- Bom. Act VII of 1879, s. 32.





**WATER—cont.****2. Application of for public purposes—cont.**

Claim for compensation for :—

Enquiry by Collector into and application of provisions of Land Acquisition Act to,  
with modification . . . . . Act VIII of 1873, s. 10.  
Ben. Act III of 1876, ss. 10, 14—27, 32.  
Bom. Act VII of 1879, s. 38, 39.

When payable and rate of interest allowable on . . . . . Act VIII of 1873, s. 13.  
Ben. Act III of 1876, s. 30.  
Bom. Act VII of 1879, s. 41.

Barred as to prior works . . . . . Ben. Act III of 1876, s. 31.  
Bom. Act VII of 1879, s. 33.

Tenant or occupier, when and for what period entitled to abatement of rent or revenue on  
account of . . . . . Act VIII of 1873, ss. 11, 12.  
Ben. Act III of 1876, ss. 28, 29.  
Bom. Act VII of 1879, ss. 42, 43.

**WATER CRESS.** *See* IRRIGATION ; WATER RATES.**WATER-COURSE.**

Construction, compulsory acquisition and transfer, admission to joint-ownership, and rights  
and obligations of owners of . . . . . Act VIII of 1873, ss. 16—30.  
Bom. Act VII of 1879, ss. 16—25.

Disputes regarding mutual rights and liabilities of joint-owners of, how disposed of  
Act VIII of 1873, ss. 19, 68, 69.  
Bom. Act VII of 1879, s. 26.

Orders of Canal Officer in respect of, when appealable to Collector . . . . . Act VIII of 1873, s. 35.  
Bom. Act VII of 1879, s. 67.

Suit for obstruction or diversion of, limitation of time for  
Act XV of 1877, s. 4, sch. II, Nos. 37, 38.

Offences relating to. *See* CANAL.

*See* EMBANKMENTS (Be.) ; FORESTS, I (b) ; MUNICIPALITIES (M.). &c., 2, 4 ; NAVIGA-  
BLE CHANNEL ; PARTITION OF ESTATES ; PRESCRIPTION ; VILLAGE CHANNEL.

**WATER RATES.**

Rate, levy and assessment of, and in respect of what land and by whom payable  
Act VIII of 1873, ss. 33—44. | Bom. Act V of 1879, ss. 55, 105.  
Ben. Act III of 1876, ss. 78—81. | Bom. Act VII of 1879, ss. 44—56.

Recovery, collection, and farming of  
Act VIII of 1873, ss. 45—48. | Bom. Act V of 1879, ss. 55, 105.  
Ben. Act VII of 1868, s. 1. | Bom. Act VII of 1879, s. 57.  
Ben. Act III of 1876, ss. 82—85.

*See also* DRAINAGE WORK.

Respective liability of owner and occupier for, and recovery of, by owner from occupier  
Act VIII of 1873, ss. 36—43.  
Bom. Act VII of 1879, s. 51.

Distrain for, powers of and jurisdiction as to suits arising out of  
Ben. Act III of 1876, ss. 83, 84, 90.

*See* DISTRESS FOR RENT (Be.) ; MUNICIPALITIES (Bu.), 3.**WAX.** *See* FOREST PRODUCT ; JUNGLE PRODUCTS.**WAY.** *See* OBSTRUCTION ; RIGHT OF WAY.**WEAPON.**

Connected with case, to be forwarded to Court of Commitment . . . . . Act X of 1872, s. 108.  
Act IV of 1877, s. 89.

*See* PRISON (M.), &c. ; PRISONERS (M.) &c.**WEARING APPAREL.**

Exempt from attachment in execution of decree . . . . . Act X of 1877, s. 266 (a).  
Act IX of 1850, s. 69.  
(Aj.) Reg. I of 1877, s. 30.  
for revenue arrears . . . . . (Aj.) Reg. II of 1877, s. 80.



**WEARING APPAREL—cont.**

- Not to be seized on distress warrant for rent  
 taken in payment for intoxicating liquors or drugs . . . . . Act I of 1875, s. 10.  
 . . . . . Act X of 1871, s. 59.  
 Ben. Act VII of 1878, s. 67.

**WEIGHTS AND MEASURES.**

- Primary and local standards of . . . . . Act XXXI of 1871, ss. 2—7, 11 (c), (d).  
 Standards of, to be kept by Magistrate of District . . . . . Bom. Reg. XII of 1827, s. 20.  
 Units of . . . . . Act XXXI of 1871, s. 3.  
 Power to prescribe use of, by Government Offices, Municipal bodies, and Railway Companies  
 . . . . . Act XXXI of 1871, ss. 8, 9, 11 (h), 12, 13.  
 Warden's, appointment and duties of . . . . . Act XXXI of 1871, ss. 10, 11, 14, 15.  
 penalty for counterfeiting mark used by . . . . . Act XXXI of 1871, s. 16.  
 Power to make rules regarding magnitude, denomination, dimension, verification, marking, &c.,  
 of weights, measures, and weighing machines . . . . . Act XXXI of 1871, ss. 4, 11, 12.  
 Tables of equivalents, publication and effect of . . . . . Act XXXI of 1871, s. 17.  
 False, fraudulent use or possession of, punishment for . . . . . Act XLV of 1860, ss. 264—266.  
 . . . . . triable summarily . . . . . Act X of 1872, s. 222 (2).  
 making or selling . . . . . Act XLV of 1860, s. 267.  
 power of officer in charge of Police Station to inspect and seize, . . . . . Act X of 1872, s. 381.  
 See BOMBAY TOWN POLICE DISTRICT, 2; CALCUTTA POLICE DISTRICT, 2; MADRAS  
 TOWN POLICE DISTRICT, 2.

**WEIRS. See FISHERIES.****WELL.**

- Power to order fencing of . . . . . Act X of 1872, s. 521.  
 Public, rules regarding use of, to be framed by Magistrate of District  
 . . . . . Bom. Reg. XII of 1827, s. 19.  
 Local Funds chargeable with expenses of  
 (P.) Act V of 1878, s. 7 (3). | (O.) Act IV of 1878, s. 11 (c) (3).  
 (N.) Act III of 1878, s. 11 (c) (4). | Mad. Act IV of 1871, ss. 10, 26.  
 See LOCAL FUND (Ho.).  
 When exempted from attachment in execution of decree . . . . . (Aj.) Reg. I of 1877, s. 30.  
 See CALCUTTA MUNICIPALITY, 4; IMPROVEMENTS TO LANDS; LEASES (Bc.);  
 MADRAS CITY MUNICIPALITY, 4; MUNICIPALITIES (M.) &c., 2; PARTITION OF  
 ESTATES; WATER.

**WEST INDIES.**

- . Application to person born in, of provisions relating to European vagrancy  
 . . . . . Act IX of 1874, s. 3.

**WHARF.**

- Appointment of, for customs purposes . . . . . Act VIII of 1878, s. 11.  
 . See DELIVERY ORDER; KARACHI; MUNICIPALITIES (Bu.), 3, 4; PORTS.

**WHARFINGER.**

- General lien of, on goods bailed . . . . . Act IX of 1872, s. 171.  
 Effect of delivery to, of goods sold . . . . . Act IX of 1872, s. 91.  
 Criminal Breach of trust by . . . . . Act XLV of 1860, s. 407.  
 Certificate of. See INSTRUMENT OF TITLE TO GOODS.

**WHIPPING.**

1. Punishment of, awardable for what offences and by what Courts.
2. Execution of sentence of.

**1. Punishment of, awardable for what offences and by what Courts.**

- For certain offences under the Indian Penal Code . . . . . Act VI of 1864, ss. 1—6.  
 For offences by prisoners . . . . . Mad. Act V of 1869, s. 11.  
 . . . . . Ben. Act V of 1865, s. 4.  
 Act XXVI of 1870, ss. 49, 50.  
 For certain offences in cantonments . . . . . Act III of 1880, s. 14.  
 . . . . . Mad. Act I of 1866, ss. 6, 30.





**WHIPPING—cont.****1. Punishment of awardable for what offences and by what Courts—cont.**

For breach of rules by Member of Criminal Tribes . . . . .	Act XXVII of 1871, s. 19.
For breach of duty by boatmen in Madras Roads . . . . .	Act IV of 1842, s. 15.
	Act XXVIII of 1858, s. 3.
For certain offences relating to Railways by offenders under twelve . . . . .	Act IV of 1879, s. 44.
On second conviction of possession by labourer of green coffee . . . . .	Mad. Act VIII of 1878, s. 13.
By Military Court . . . . .	42 & 43 Vic., c. 33, s. 44.
	Act V of 1869, Arts. 132, 135, 147, 166, 169.
Exemption of females and certain other convicts from . . . . .	Act VI of 1864, s. 7.
Magistrate of third class not empowered to award . . . . .	Act X of 1872, s. 20.
Sentence of, when not appealable . . . . .	Act X of 1872, ss. 273, 274.
Limit of number of lashes or stripes to be awarded . . . . .	Act X of 1872, s. 311.
	Act X of 1875, s. 108.
	Act IV of 1877, s. 188.

**2. Execution of sentence of.**

Passed by Court of Session . . . . .	Act X of 1872, s. 302.
Magistrate . . . . .	Act X of 1872, s. 302A.
	Act XI of 1874, s. 32.
Presidency Magistrate . . . . .	Act IV of 1877, ss. 183, 188.
High Court on escaped convict to take effect at once . . . . .	Act X of 1875, s. 110.
Time for, when in addition to imprisonment . . . . .	Act X of 1872, s. 310.
	Act IV of 1877, s. 187.
To be inflicted in presence of what officials . . . . .	Act X of 1872, s. 311.
	Act X of 1875, s. 108.
	Act XI of 1874, s. 33.
Instrument and mode of inflicting . . . . .	Act IV of 1877, s. 188.
	Act X of 1872, s. 311.
	Act X of 1875, s. 108.
	Act IV of 1877, s. 188.
Medical Officer to certify as to fitness of offender to undergo . . . . .	Act X of 1872, s. 312.
	Act X of 1875, s. 108.
	Act IV of 1877, s. 189.
Duty of Magistrate or Superintendent of jail present at . . . . .	Act X of 1872, s. 312.
	Act X of 1875, s. 108.
	Act XI of 1874, s. 33.
Not by instalments . . . . .	Act IV of 1877, s. 189.
	Act X of 1872, s. 312.
	Act X of 1875, s. 108.
	Act IV of 1877, s. 190.
Stay of, grounds for . . . . .	Act X of 1872, s. 312.
	Act X of 1875, s. 108.
	Act IV of 1877, s. 189.
procedure on . . . . .	Act X of 1872, s. 313.
	Act X of 1875, s. 108.
	Act IV of 1877, s. 191.
power of Court to revise sentence on . . . . .	Act X of 1872, s. 313.
	Act X of 1875, s. 108.
	Act IV of 1877, s. 191.

*See also ASSAM HILL DISTRICTS; PRISONERS.*

**WHIST. See GAMING HOUSE.****WIDOW.**

Burning or burying of. *See SUTTEE.*

Of taluqdár or grantee in Oudh, to what maintenance entitled . . . . .	Act I of 1869, s. 25.
empowered to adopt a son with written consent of husband, . . . . .	Act I of 1869, s. 29.
though Muhammadan . . . . .	Act I of 1869, s. 29.
Of officer or soldier paying preferential charges . . . . .	26 and 27 Vic., c. 57, s. 8.

*See ADMINISTRATION; DOWER; HINDÚ WIDOW; MINOR, 2; PARTNERSHIP, 1; PRIZE-MONEY; SUCCESSION.*

**WIDOWER. See MINOR, 2.**

**WIFE.**

Court-fee on plaint, &c., in suit for possession of . . . Act VII of 1870, s. 6, sch. II, No. 15.  
*See DOMICIL; HUSBAND AND WIFE; MARRIED WOMAN.*

**WILD ANIMALS.**

Rewards for destruction of. *See MUNICIPALITIES (Be.), 4.*

**WILL.****1. General Provisions.**

**2. In case of persons other than Hindus, Muhammadans, Jainas, Sikhs, and Buddhists.**

**3. In case of Hindus, Muhammadans, Buddhists, Sikhs, and Jainas.**

**1. General Provisions.**

General definition of . . . . . Act I of 1868, s. 2 (16).  
 . . . . . Act XLV of 1860, s. 31.  
 Fraudulent cancellation or destruction of . . . . . Act XLV of 1860, s. 477.  
 Law of, to be administered . . . . . (C.) Act XX of 1875, s. 5.  
 Rules as to construction of, not affected by general rules as to construction of documents  
 . . . . . Act I of 1872, s. 100.  
 Registration of, optional . . . . . Act III of 1877, s. 18(c).  
 . . . . . time for, unlimited . . . . . Act III of 1877, s. 27.  
 What persons entitled to present, for registration . . . . . Act III of 1877, ss. 40, 41.  
 Deposit of, in sealed cover in registration office. *See REGISTRATION OF DOCUMENTS, 2, 3.*  
 Proof of, by Probate . . . . . Act I of 1872, s. 91, except. (2).  
 . . . . . Act XVIII of 1872, s. 7.  
 To be filed in District Court after grant of probate or administration, . . . . . Act X of 1865, s. 259.  
 Persons disqualified from making. *See EUNUCHS.*  
 Statement in. *See CUSTOM; RELATIONSHIP; RIGHT.*  
 Right of occupancy of tenants when not devisable by . . . . . (N.) Act XVIII of 1873, s. 9.  
 . . . . . (O.) Act XIX of 1868, s. 5.  
 Guardian appointed by, entitled to charge of minor . . . . . Act XL of 1858, ss. 3, 7.  
 . . . . . Act XX of 1864, ss. 2, 6.  
 . . . . . not necessarily appointed guardian by Court of Wards  
 . . . . . Ben. Act IX of 1879, ss. 20, 44, 45.  
 Appointment of guardians for disqualified proprietors by, formalities for and confirmation of  
 . . . . . (N.) Act XIX of 1873, s. 199.  
 . . . . . (O.) Act XVII of 1876, s. 168.  
*See EXECUTOR; FORGERY; PERSONAL REPRESENTATIVE; PROBATE AND ADMINISTRATION; TALUQDARS AND GRANTEES (O.); TRUSTEE.*

**2. In case of persons other than Hindus, Muhammadans, Jainas, Sikhs, and Buddhists.**

Act relating to, made before 1866 . . . . . Act XXV of 1858.  
 Of officers or soldiers, deposit of, by Secretary of State . . . . . 26 & 27 Vic., c. 57, s. 26.  
 Of personal estate made by British subjects out of United Kingdom . . . . . 24 & 25 Vic., c. 114.  
*See DOMICIL.*  
 Persons capable of disposing of property by . . . . . (H.) Act X of 1865, s. 46.  
 Of married woman . . . . . (H.) Act X of 1865, s. 46, expln. 1.  
 Of deaf, dumb, blind, lunatic, or drunken person . . . . . (H.) Act X of 1865, s. 46, expln. 2, 3, 4.  
 Of minor with reference to guardianship of child . . . . . Act X of 1865, s. 47.  
 Void, when obtained by fraud, coercion, or importunity . . . . . (H.) Act X of 1865, s. 48.  
 . . . . . for uncertainty . . . . . (H.) Act X of 1865, s. 76.  
 Unprivileged, making and attestation of . . . . . (H.) Act X of 1865, ss. 50, 51.  
 Privileged, of seaman at sea, or soldier on service . . . . . Making and attestation of  
 . . . . . Act X of 1865, ss. 52, 53.  
 Revocation of, by marriage . . . . . Act X of 1865, s. 53.  
 . . . . . otherwise than by marriage, and alteration and revival of  
 . . . . . (H.) Act X of 1865, ss. 49, 57—60.  
 . . . . . Act XXI of 1870, s. 3.  
 Attesting witness to, effect of bequest to, or to husband or wife of . . . . . Act X of 1865, s. 54.  
 . . . . . not disqualified by interest in, or by being executor  
 . . . . . (H.) Act X of 1865, s. 55.





**WILL—cont.****2. In case of persons other than Hindus, Muhammadans, Jainas, Sikhs, and Buddhists—cont.**

- General rules for construction of . . . (H.) Act X of 1865, ss. 61—77, 82, 83, 85, 88—90.  
 Operation of bequest to heirs, representatives, or to persons with addition of words describing a class . . . Act X of 1865, ss. 80, 81, 84.  
 Rules for construction of certain terms of relationship . . . Act X of 1865, ss. 86, 87.  
 Lapsing of bequests in, and rules as to survivorship in case of bequest to a class . . . (H.) Act X of 1865, ss. 92—98.  
 Nullity of certain bequests to persons not in existence at testator's death and rules against perpetuity . . . (H.) Act X of 1865, ss. 99—103.  
*See also ACCUMULATION; CHARITIES; RELIGION.*  
 Rules regarding—  
   vesting of legacies . . . (H.) Act X of 1865, ss. 91, 106—108.  
   onerous, contingent and conditional bequests and bequests with direction as to application or enjoyment . . . (H.) Act X of 1865, ss. 109—127.  
   specific and demonstrative legacies and legacies to creditors and portioners . . . (H.) Act X of 1865, ss. 129—138.  
   ademption of legacies . . . (H.) Act X of 1865, ss. 139—153, 166.  
   payment of liabilities in respect of the subject of a bequest . . . (H.) Act X of 1865, ss. 154—157.  
   bequests of things described, of the interest or produce of a fund and of annuities . . . (H.) Act X of 1865, ss. 158—163.  
   election by legatee . . . (H.) Act X of 1865, ss. 164—177.  
*See also CONTINGENT ESTATES; GIFT IN CONTEMPLATION OF DEATH; MORTGAGOR AND MORTGAGEE, 5; SETTLEMENT.*

**3. In case of Hindus, Muhammadans, Buddhists, Sikhs, and Jainas**

- Application of certain provisions\* of Indian Succession Act to wills of Hindus in Presidency Towns and in Lower Bengal . . . Act XXI of 1870.  
 Nullity of, as to property which testator could not alienate, *inter vivos*, or as to depriving any person of right of maintenance . . . Act XXI of 1870, s. 3.  
   Mad. Reg. III of 1829, s. 4.  
 Of Hindú, &c., authenticated by grant of certificate of executorship . . . Bom. Reg. VIII of 1827, s. 5.  
 Of Muhammadan or Hindú to be given effect to, without interference of Court in Bengal . . . Ben. Reg. V of 1799, s. 2.  
   to be given effect to, in Madras . . . Mad. Reg. III of 1802, s. 16 (2).  
 Land-owners empowered to bequeath land by, either written or verbal, in any manner not contrary to Hindú or Muhammadan law . . . Ben. Reg. XI of 1793, s. 5.  
   Ben. Reg. XLIV of 1795, s. 6.

**WINDING UP.**

- Of partnership, on application to District Court . . . Act IX of 1872, s. 526.  
 Of companies. *See COMPANY 1, 2 (d); PRESIDENCY BANKS.*

**WINE.**

- Customs duty and regulations as to importation and exportation of. *See SEA CUSTOMS.*  
 Bottling, filling up, and mixing in warehouse . . . Act VIII of 1878, s. 100.  
*See AKBARI; FERMENTED LIQUORS; INDIAN MARINE; MARINE SURVEY; MILITARY CANTONMENTS; NAVY; ULLAGE.*

**WITHDRAWAL FROM PROSECUTION.**

- By Government prosecutor, when allowed . . . Act X of 1872, s. 459.  
   Act X of 1875, s. 102.  
   Act IV of 1877, s. 112.  
*See COMPLAINT; COMPOUNDING OF OFFENCES; PROSECUTION: PUBLIC PROSECUTOR.*

**WITHDRAWAL OF SUIT.**

- Power to allow, with liberty to bring fresh suit, and effect of . . . Act X of 1877, s. 373.  
   Act XII of 1879, s. 63.  
 Limitation law not affected by . . . Act X of 1877, s. 374.

\* The provisions made applicable are marked (H) in sub-heading 2 above.



## WITNESSES.

1. Number required in certain cases.
2. Attendance of.
3. Examination of.

4. Privilege of.
5. Competency of.

## 1. Number required in certain cases.

Two required to prove corruption on part of village munsif, Mad. Reg. IV of 1816, s. 29.  
 attestation of entries in marriage register book, Act XV of 1872, ss. 33, 54.  
 be present at every Christian marriage. Act XV of 1872, ss. 25, 51, 60 (3), 69.  
 Three required to marriage of persons not professing certain specified religions  
 Act III of 1872, ss. 10, 11, 13.

See ATTESTING WITNESS; WILL, 2.

## 2. Attendance of.

## (a) In Civil cases.

First application for summoning of, exempt from Court-fee. Act VII of 1870, s. 19, xiv.  
 Method of obtaining attendance of, confined in jail. Act XV of 1869, ss. 3, 4.  
 Act IV of 1877, s. 139.  
 Summons for, when issuable generally. Act IX of 1850, s. 48.  
 Act X of 1877, s. 159.  
 in execution proceedings. Act X of 1877, ss. 267, 287.  
 in miscellaneous proceedings. Act X of 1877, s. 650.  
 on winding up of Company. Act X of 1866, ss. 134, 135.  
 for appearance before Arbitrators. See ARBITRATION.  
 before village munsifs. See VILLAGE MUNSIFS.  
 before village Pauchayats. See VILLAGE PANCHAYATS.  
 Contents and form of. Act IX of 1850, s. 48.  
 Act X of 1877, ss. 163, 164, sch. IV, Nos. 125, 126.  
 Power of Court to issue of its own accord. Act X of 1877, s. 171.  
 Service of. Act X of 1877, ss. 166, 167.  
 Warrant for, when issuable. Act X of 1877, s. 174.  
 Proclamation for, when absconding and attachment of property on disobedience thereof  
 Act X of 1877, ss. 168—170, 175.

See also ABSCONDING WITNESS.

When bound to attend, when exempted from attendance, and when allowed to depart

Act X of 1877, ss. 172, 173, 176.  
 Liable to pay damages at suit of party injured by non-attendance, &c., Act XIX of 1853, s. 26.  
 Act X of 1855, s. 10.

See BAIL.

Summary powers of fining, for non-attendance. Act IX of 1850, s. 49.  
 Act X of 1877, s. 170.  
 Expenses of. Deposit, tender, and rate of. Act X of 1877, ss. 160, 161, 174, expln.  
 Order for levy of, by attachment and sale:—  
 power to make. Act X of 1877, s. 162.  
 appealable. Act X of 1877, s. 588 (13).  
 Act XII of 1879, s. 90.  
 Rules regarding, not applicable to Chartered High Court  
 Act X of 1877, s. 638.

See COMMISSION, 2.

Of defendant. Summons when to direct immediate production of. Act X of 1877, s. 71.

## (b) In Criminal cases.

Power of Court to summon at trial or inquiry. Act X of 1872, ss. 192, 214, 351.  
 Act IV of 1877, ss. 85, 134.  
 at further inquiry made by or by order of Appellate Court  
 Act X of 1872, ss. 282, 289.  
 Act IV of 1877, s. 176.  
 Re-summoning of, by succeeding Magistrate in case partly heard. Act X of 1872, s. 328.  
 Act IV of 1877, s. 156.





WITNESSES—*cont.*2. Attendance of—*cont.*(b) *In Criminal Cases—cont.*

Before Court of Session or High Court in cases committed by itself or by Civil Court how procured

Act X of 1872, ss. 472, 475, 476.

Act IV of 1877, s. 44.

Before Magistrate in cases forwarded by Civil Court how procured . . . . . Act X of 1877, s. 643.

Before Court Martial how procured . . . . . Ben. Reg. XX of 1825, s. 2, (3).

*See also COURT MARTIAL, 2.*

How procured in enquiries into malversation by public servants, Mad. Reg. IX of 1822, s. 3.  
at enquiries regarding misconduct or incompetency of master of merchant vessel

Act IV of 1875, ss. 8, 15.

in Pilots Court. *See PILOTS (Bo.).*

before Superintendent of Bazar. *See MILITARY BAZARS (Bo.).*

Power of Presidency High Court to order production of prisoner as, Act X of 1875, s. 148 (d) (e).

Summons for, when issuable . . . . . Act X of 1872, s. 351.

Act X of 1875, s. 80.

Act IV of 1877, s. 134.

letter when substitutable for . . . . . Bom. Reg. XIII of 1827, s. 34, (3).

Act XVII of 1862, sch.

Warrant for, when issuable . . . . . Act X of 1872, ss. 352, 355.

Act X of 1875, ss. 81, 84.

Act IV of 1877, ss. 155, 156.

*See also WARRANT OF ARREST, 2.*

Proclamation for, when absconding and attachment of property on disobedience thereof

Act X of 1872, ss. 353, 354.

Act X of 1875, ss. 82, 83.

Act IV of 1877, s. 137.

Expenses of, power of Courts to order payment of, by Government . . . . . Act X of 1872, s. 421.

Act X of 1875, s. 116.

Act IV of 1877, s. 245.

To search, not to attend Court unless specially summoned . . . . . Act X of 1872, s. 385.

Act IV of 1877, s. 165.

Before police officer, to execute recognizance for appearance before Magistrate

Act X of 1872, s. 130.

not to be subjected to restraint . . . . . Act X of 1872, ss. 130, 131.

recusant, to be forwarded in custody . . . . . Act X of 1872, s. 131.

mode of procuring attendance of . . . . . Act X of 1872, ss. 118, 134.

Before Police Patel. *See POLICE PATEL (Bo.).*

*See also ABSCONDING WITNESS; DOCUMENT, 1; INQUIRY; SUMMONS CASE; WARRANT CASE.*

(c) *In Revenue and Miscellaneous Cases.*

Before Revenue Officers or Court

Mad. Act III of 1869.

Bom. Act V of 1879, ss. 189—192.

(N.) Act XIX of 1873, ss. 208—210, 212.

(N.) Act VIII of 1879, s. 25.

(O.) Act XVII of 1876, s. 217.

Before Collector in trial of summary suits . . . . . Ben. Reg. VII of 1822, s. 23, (1).

Mad. Act VIII of 1865, ss. 60—63.

*See also RENT SUITS.*

in executing civil decree . . . . . Act X of 1877, s. 325 C.

Act XII of 1879, s. 50.

in enquiries as to title to hold land free of revenue

Bom. Act VII of 1863, s. 17.

in proceedings for resumption of revenue-free grants

Ben. Reg. II of 1819, ss. 17, 19.

in survey and boundary cases . . . . . Ben. Act V of 1875, ss. 50, 51.

(Bu.) Act V of 1880, ss. 6, 9, 15.

in enquiries into Agrarian disputes . . . . . Ben. Act VI of 1876, s. 7.

in mutation of names proceedings. . . . . Ben. Act VII of 1876, s. 53.

in partition proceedings . . . . . Ben. Act VIII of 1876, s. 139.

## WITNESSES—cont.

## 2. Attendance of—cont.

(c) *In Revenue and Miscellaneous Cases*—cont.

Before Settlement Officer	Ben. Reg. VII of 1822, s. 19.
Before Inam Commissioner	(N.) Act XIX of 1873, s. 42. (O.) Act XVII of 1876, s. 25. Act XI of 1852, s. 5.
Before Court of Wards	Mad. Reg. V of 1804, s. 24, (2).
Before managers of encumbered estates	Bom. Act VI of 1862, s. 14.   Reg. IV of 1872, s. 29. Act XXIV of 1870, s. 14.   Act XIV of 1877, s. 35. Act VI of 1876, s. 14.
Auditor of accounts of Administrator General	Act II of 1874, s. 47.
Canal officer	Bom. Act VII of 1879, s. 68. Act VIII of 1873, s. 69. Ben. Act III of 1876, s. 92. Act VII of 1878, s. 71 (6).
Forest officer	Act III of 1877, ss. 36, 39, 75.
Registering officers	Bom. Act VII of 1873, s. 17.
Salt officers	
Expenses of, when summoned by Revenue Court	Act X of 1859, s. 146.   Ben. Reg. IX of 1825, s. 5, (10). Ben. Act I of 1879, s. 131.   (N.) Act XVIII of 1873, s. 91 (b). See also SETTLEMENT OF LAND, (Be.), 1 (b), (N.), &c., 2.
When exempt from appearance before Revenue Officers	Mad. Act III of 1869, s. 5.
See COHNER; LEGISLATIVE COUNCIL; MAMLATDAR'S COURT; RECOGNIZANCES.	

## 3. Examination of.

(a) *General*.

Bound to state the truth	Act X of 1873, ss. 13, 14.
To be examined on oath or affirmation	Act X of 1873, ss. 5, 6.
Procedure for and effect of administration of special forms of oath to	Act X of 1873, ss. 9—12.
Not bound to make oath in special form	Act X of 1873, s. 12.
Examination-in-chief, must relate to relevant facts	Act I of 1872, s. 138.
leading questions in—	
not generally allowed	Act I of 1872, ss. 141, 142.
when allowed by permission of Court	Act I of 1872, ss. 142, 154.
discretion of Court to permit on, questions allowed in cross-examination	Act I of 1872, s. 154.
of witness declaring another witness to be unworthy of credit, reasons for belief not to be given on	Act I of 1872, s. 155 explan.
Cross-examination must relate to relevant facts	Act I of 1872, s. 138.
need not be confined to facts testified in examination-in-chief	Act I of 1872, s. 138.
when permitted after re-examination	Act I of 1872, s. 138.
of person called to produce document	Act I of 1872, s. 139.
of witnesses to character	Act I of 1872, s. 140.
leading questions allowed in	Act I of 1872, ss. 141, 143.
as to previous statements in writing	Act I of 1872, s. 145.
on answers to questions put by court	Act I of 1872, s. 165.
on writing used to refresh memory	Act I of 1872, s. 161.
questions in, allowed to test veracity	Act I of 1872, s. 146 (1).
to discover who and what witness is	Act I of 1872, s. 146 (2).
to shake credit by injuring character	Act I of 1872, ss. 146, 149, 150.
witness when compelled to answer	Act I of 1872, ss. 147, 148.
inference from refusal to answer	Act I of 1872, s. 148 (4).
exclusion of evidence to contradict answers to—	
generally	Act I of 1872, s. 153.





WITNESSES—*cont.*3. Examination of—*cont.*(a) *General*—*cont.*

Cross-examination questions in, exclusion of evidence to contradict answers to—  
except in case of denial—

of actual conviction

Act I of 1872, s. 153, exceptn. (1).

of partiality Act I of 1872, s. 153, exceptn. (2).

discretion of court as to disallowing—

indecent and scandalous Act I of 1872, s. 151.

intended merely to insult or annoy

Act I of 1872, s. 152.

Court to decide on propriety of Act I of 1872, ss. 151, 152.

Act X of 1872, s. 256.

procedure of court on improper, being put by barrister, plead-

er, attorney or vakil Act I of 1872, s. 150.

as to reasons of belief of witness declaring another witness to

be unworthy of credit Act I of 1872, s. 155, expln.

Re-examination, directed to explanation of matters referred to in cross-examination

Act I of 1872, s. 138.

By court, what questions may be asked in Act I of 1872, s. 165.

Modes of impeaching credit of Act I of 1872, s. 155.

Corroboration of, by questions as to surrounding circumstances Act I of 1872, s. 156.

proof of former statement relating to the same fact

Act I of 1872, s. 157.

Allowed to refresh memory by writing, made at or about time of transaction

Act I of 1872, ss. 159, 160.

right of opposite party to see writing so used and to cross-examine thereon

Act I of 1872, s. 161.

*See also* DOCUMENT, I.

Refusal to answer question in. Punishment for Act XLV of 1860, s. 179.

Summary committal to custody for

Act X of 1872, ss. 356, 364.

Act IV of 1877, s. 141.

sign record of Act XLV of 1860, s. 180.

take oath before military court Ben. Reg. XX of 1823, s. 2, (4).

Absent. *See* COMMISSION, 2.

Corroboration, contradiction, &c., of statements admitted in evidence of persons unable to be

called as witnesses Act I of 1872, s. 158.

(b) *In Civil Suits.*

Before judicial committee 3 & 4 Wm. IV, c. 41, ss. 8, 9.

Out of jurisdiction, order for examination of 22 Vic., c. 20, s. 1.

giving false evidence 22 Vic., c. 20, s. 2.

expenses of 22 Vic., c. 20, s. 3.

may refuse to answer certain questions or to produce certain documents

22 Vic., c. 20, s. 4.

When to be taken before hearing Act X of 1877, s. 192.

To be taken before framing of issues Act X of 1877, s. 148.

Power of court to examine any person present in court Act IX of 1850, s. 49.

Act X of 1877, s. 165.

Method of, in miscellaneous proceedings Act X of 1877, s. 650.

proceedings for winding up company Act X of 1866, ss. 134, 135.

Power of court to recall and re-examine Act X of 1877, s. 193.

Adjournment other than from day to day not to be granted after commencement of

Act X of 1877, s. 156.

Manner of recording. *See* EVIDENCE, 2 (a).

Demeanour during, to be recorded Act X of 1877, s. 188.

(O.) Act XVIII of 1876, s. 19.

*See also* AFFIDAVIT.

Rules as to, applied to parties to the suit Act X of 1877, s. 178.



WITNESSES—*cont.*3. Examination of—*cont.*(b) *In Civil Suits*—*cont.*

Consequences of refusal of party to be examined as witness

Act X of 1847, ss. 177, 588, (10).

Act XII of 1879, s. 90.

3 &amp; 4 Vic., c. 105, ss. 66—68.

By commission in case of actions at Dublin  
in ordinary suits. See COMMISSION.

Before village munsifs. See VILLAGE MUNSIFS.

Before village pancháyats. See VILLAGE PANCHÁYATS.

Speaker's warrant for examination of

13 Geo. III, c. 63, s. 42.

See also PUBLIC OFFICER.

(c) *In Criminal Cases.*

To be on oath or affirmation

Act X of 1872, s. 331.

Manner of recording. See EVIDENCE 2 (b).

Queen's evidence, manner of taking

Act X of 1872, s. 347.

Act X of 1875, s. 77.

Act IV of 1877, s. 150.

'Examination-in-chief of witnesses for defence by accused or his agent

Act X of 1872, ss. 191, 247, 251.

prosecution to be in presence of accused or agent

Act X of 1872, s. 191.

Act IV of 1877, s. 83.

When may be taken in absence of accused

Act X of 1872, s. 327.

Act X of 1875, s. 74.

Act IV of 1877, s. 155.

Cross-examination of witnesses for prosecution by accused or his agent

Act X of 1872, ss. 191, 214, 218, 247.

Re-examination of witnesses for defence by accused or his agent

Act X of 1872, ss. 191, 247.

Demeanour during, to be recorded

Act X of 1872, s. 340.

Act IV of 1877, s. 115.

For prosecution, all to be examined prior to order for discharge

Act X of 1872, ss. 195, expln. III, 215, expln. III.

Act XI of 1874, s. 14.

Act IV of 1877, s. 87, expln. III.

Re-call of, on amendment of charge

Act X of 1872, s. 449.

Act X of 1875, s. 15.

Act IV of 1877, ss. 102, 103.

Rehearing of, on addition of new accused

Act X of 1872, s. 104.

By Magistrate, at any stage of proceedings

Act X of 1872, ss. 192, 214, 351.

Act IV of 1877, ss. 83, 85, 134.

Method of, before High Court

Act X of 1875, ss. 59, 62.

By jury or assessors, through or by leave of Judge

Act I of 1872, s. 166.

Before Police officer, bound to answer questions other than criminating

Act X of 1872, ss. 118, 119, 134.

See COMMISSION, 2; GAMING HOUSE; MEDICAL WITNESS.

(d) *Miscellaneous.*

Before revenue officers

Bom. Act V of 1870, ss. 193, 195, 197.

In trial of summary suit by Collector

Ben. Reg. VII of 1822, s. 23 (1).

In proceedings for resumption of revenue-free grants

Bom. Reg. II of 1819, ss. 17—19.

In summary revenue suit

Mad. Act VIII of 1865, s. 63.

In proceedings before Canal officer

Bom. Act VII of 1879, s. 68.

Act VIII of 1873, s. 69.

Ben. Act III of 1876, s. 92.

Before Salt officers

Bom. Act VII of 1873, ss. 17, 60.

See COURT-MARTIAL; DEPOSITIONS; DIVORCE; EVIDENCE; FORGERY; LEGISLATIVE

COUNCIL; MANDAMUS; MARRIAGES; MISDEMEANOR; WITNESS

## 4. Privilege of.

Of Judge or Magistrate as to his own conduct in court or as to anything which came to his knowledge as such Judge

Act I of 1872, s. 121.





WITNESSES—*cont.*4. Privilege of—*cont.*

- Of Magistrate or Police officer as to source of information of commission of offence . . . . . Act I of 1872, s. 125.
- Of husband and wife as to communications during marriage except in suits or cases between them . . . . . Act I of 1872, s. 122.
- Of public officer as to official communications or affairs of State . . . . . Act I of 1872, ss. 123, 124.
- Of professional legal advisers, their servants and interpreters as to professional communications . . . . . Act I of 1872, ss. 126, 127.
- unless made in furtherance of illegal purpose or in case of discovery of fact showing fraud since commencement of employment . . . . . Act I of 1872, ss. 23, 126, proviso.
- waiver of, when and to what extent by volunteering evidence . . . . . Act I of 1872, s. 128.
- Of client as to confidential communications with legal advisers . . . . . Act I of 1872, s. 129.
- Of person, not party to suit, as to production of title deeds or documents tending to criminate him . . . . . Act I of 1872, ss. 130, 131.
- Witness not excused from answering relevant questions on ground of their criminating or tending to criminate him . . . . . Act I of 1872, s. 132.
- Exemption from arrest or prosecution in consequence of answer under compulsion given and which tends to criminate . . . . . Act I of 1872, s. 132, proviso.
- extends to questions asked by Court . . . . . Act I of 1872, s. 165.
- of witness giving evidence as to gaming in houses . . . . . Act XIII of 1856, s. 62.
- of witnesses attending Civil Court in obedience to summons . . . . . Mad. Act VI of 1867, s. 37.
- Act X of 1877, s. 642. | Act XII of 1879, s. 94.

## 5. Competency of.

- Of all persons who can understand questions and give reasonable answers . . . . . Act I of 1872, s. 118.
- Of lunatic in lucid interval . . . . . Act I of 1872, s. 113, expln.
- Of dumb persons . . . . . Act I of 1872, s. 119.
- Of parties to suit . . . . . Act IX of 1850, s. 46.
- Of husband and wife . . . . . Act I of 1872, s. 120.
- Of husband and wife to give evidence as to cruelty or desertion in matrimonial causes . . . . . Act IX of 1850, s. 46.
- Of accomplice . . . . . Act I of 1872, ss. 120, 122.
- Of accomplice . . . . . Act IV of 1869, s. 52.
- No particular number required for proof of any fact . . . . . Act I of 1872, s. 133.
- See EVIDENCE; OATH.

## WOMAN.

- Assault or criminal force with intent to outrage modesty of . . . . . Act XLV of 1860, s. 354.
- Causing miscarriage of, with or without consent . . . . . Act VI of 1864, s. 4.
- Causing death of, by act intended to cause miscarriage . . . . . Act XLV of 1860, ss. 312—314.
- Kidnapping or abducting to compel marriage or in order to seduction, Act XLV of 1860, s. 314.
- Word or gesture intended to insult modesty of . . . . . Act XLV of 1860, s. 356.
- Search of person of, how to be conducted . . . . . Act XLV of 1860, s. 509.
- When exempted from attendance before village munsif . . . . . Act X of 1872, s. 386.
- See ABDUCTION; FEMALES; MARRIAGE; MARRIED WOMAN; PARDANISHINS; ZANANA.

## WOOD.

- Cutting of. See GARD HILL.
- Depôt for. See DANGEROUS TRADES.
- See FIREWOOD; TIMBER.

## WORDS.

Opinion as to meaning of, when admissible in evidence

Act I of 1872, s. 49.

## WORDS AND PHRASES.

"Actual produce"	Ben. leg. I of 1801, s. 8.
"City of Bombay"	Bom. Act X of 1866, s. 1 (10)
"Court of Justice"	Act XLV of 1860, s. 20.
"Dishonestly"	Act XLV of 1860, s. 24.
"Disproved"	Act I of 1872, s. 3.
"Document"	Act XLV of 1860, s. 29.
"Family"	Act X of 1865, s. 80.
"Father"	Act I of 1868, s. 2 (19).
"Fraudulently"	Act XLV of 1860, s. 25.
"From"	Act I of 1868, s. 3 (2).
"Good Faith"	Act XLV of 1860, s. 52.
"Government"	Act XLV of 1860, s. 17.
"Heirs"	Bom. Act X of 1866, s. 1 (6).
"Her Majesty"	Act X of 1865, s. 80.
"House"	Act I of 1868, s. 2 (7).
"Illegal"	Act II of 1880, s. 6.
"Injury"	Act XLV of 1860, s. 43.
"Inquiry"	Act XLV of 1860, s. 44.
"Investigation"	Act X of 1872, s. 4.
"Issue"	Act X of 1872, s. 4.
"Legal remuneration"	Act X of 1865, s. 86.
"Legally bound to do"	Act XLV of 1860, s. 161, expln.
"Magistrate"	Act XLV of 1860, s. 43.
"Magistrate of Police"	Ben. Act V of 1867, s. 1.
"Month"	Bom. Act X of 1866, s. 1 (7).
"Motive or reward for doing"	Mad. Act I of 1867, s. 2.
"Nearest of kin"	Bom. Act X of 1866, s. 1 (8).
"Nearest relations"	Act I of 1868, s. 2 (4).
"Next-of-kin"	Ben. Act V of 1867, s. 1.
"Officers and Crew"	Bom. Act X of 1866, s. 1 (4).
"Person"	Act XLV of 1860, s. 166 expln.
"Proved"	Act X of 1865, s. 80.
"Public"	Act X of 1865, s. 80.
"Reason to believe"	Act X of 1865, s. 80.
"Regulation districts"	Act X of 1865, s. 80.
"Relations"	27 & 28 Vic., c. 25, s. 2.
"Representative"	Act I of 1868, s. 2 (3).
"Right Heirs"	Bom. Act X of 1866, s. 1 (3).
"Ship"	Ben. Act V of 1867, s. 1.
"Signed"	Act I of 1872, s. 3.
"Son"	Act XLV of 1860, s. 12.
"Swear"	Act XLV of 1860, s. 26.
"To"	Bom. Act X of 1866, s. 1 (11).
"Town of Madras"	Act X of 1865, s. 80.
"Valuable security"	Act X of 1865, s. 81.
"Voluntarily"	Act X of 1865, s. 80.
"Wrongful gain"	Act VII of 1880, s. 2.
"Wrongful loss"	Act X of 1877, s. 2.
"Year"	Act XII of 1879, s. 2.
	Act I of 1868, s. 2 (19).
	Act I of 1868, s. 2 (17).
	Act I of 1868, s. 3 (3).
	Mad. Act I of 1867, s. 2.
	Act XLV of 1860, s. 30.
	Act XLV of 1860, s. 39.
	Act XLV of 1860, s. 23.
	Act XLV of 1860, s. 23.
	Act I of 1868, s. 2 (4).
	Bom. Act X of 1860, s. 1 (5).





**WORKHOUSE.**

- Government. Provision and superintendence of . . . . . Act IX of 1874, ss. 11, 12.  
 Power to search vagrants on admission in . . . . . Act IX of 1874, s. 13.  
 Summary punishment of vagrants in . . . . . Act IX of 1874, s. 14.  
 Duty of governor to endeavour to obtain employment for vagrants in . . . . . Act IX of 1874, s. 15.  
 Punishment of European vagrant for leaving . . . . . Act IX of 1874, s. 20.

**WORKMAN. See MASTER AND SERVANT.****WORSHIP. See PLACE OF WORSHIP; PUBLIC WORSHIP; RELIGION; RELIGIOUS SOCIETIES.****WRECK.**

- Enquiry by Coroner as to, abolished . . . . . Act IV of 1871, s. 30.  
*See MERCHANT SHIPPING, 6; SEA CUSTOMS 1.*

**WRIT.**

- Of *habeas corpus* . . . . . 31 Char. II, c. 2.  
 Not determined by demise of Crown . . . . . 1 Anne, c. 2, ss. 4 & 5.  
 Issued by President of Privy Council to compel attendance of witnesses and production of papers . . . . . 3 & 4 Wm. IV, c. 41, s. 19.  
 High Court . . . . . Letters Patent, 28th Dec. 1865, s. 7.  
 Of *certiorari*. *See CERTIORARI.*  
*See also HABEAS CORPUS.*

**WRIT OF DEMAND. See LAND REVENUE (Bo.), &c., 2.****WRITERS.**

- Number of, to be sent out . . . . . 33 Geo. III, c. 52, s. 59.  
 Ages of . . . . . 33 Geo. III, c. 52, s. 60.  
*See COVENANTED CIVIL SERVICE.*

**WRITING.**

- Under Royal Sign Manual removing officer, to be communicated to Secretary of State in Council . . . . . 21 & 22 Vic., c. 106, s. 38.  
 Includes printed, lithographed, engraved, and photographed matter . . . . . Act X of 1872, s. 4.  
 Declaration of trust to be in . . . . . Act IV of 1877, s. 6.  
 Assignments of trust to be in . . . . . 29 Car. II, c. 3, s. 7.  
 Consent to adoption by widow of taluqdār must be in . . . . . 29 Car. II, s. 3, s. 9.  
 Declaration of taluqdār or grantee as to revert to ordinary law of succession must be in . . . . . Act I of 1869, s. 29.  
 Authority to one of several parties to civil suit to appear for the rest to be in . . . . . Act I of 1869, ss. 30, 31.  
 Appointment and revocation of appointment of pleader to be in . . . . . Act X of 1877, s. 35.  
 Appointment of agent to receive process to be in . . . . . Act X of 1877, s. 39.  
*See also NOTICE IN WRITING; POWER OF ATTORNEY.*  
 Authority to pleader to refer, and application for reference of suit or matter to arbitration must be in . . . . . Act X of 1877, ss. 506, 507, 523.  
 Interrogatories to be delivered in . . . . . Act X of 1877, s. 121.  
*See AFFIDAVIT.*  
 Admission of genuineness of documentary evidence to be in . . . . . Act X of 1877, s. 128.  
 Consent of Advocate General, &c., to institution of suit relating to public charities to be in . . . . . Act X of 1877, s. 539.  
 Notices to be given and orders to be served in civil proceedings to be in . . . . . Act X of 1877, s. 94.  
 What contracts must be in. *See CONTRACT, 2.*  
*See ACKNOWLEDGMENT IN WRITING; DOCUMENT; HANDWRITING.*

**WRITTEN STATEMENT OF ACCUSED.**

- How to be dealt with . . . . . Act X of 1872, s. 218.

**WRITTEN STATEMENTS OF DEFENDANT.**

- To be received, if presented at or before first hearing . . . . . Act X of 1877, s. 110.  
 but not thereafter unless called for by Court . . . . . Act X of 1877, s. 112.



**WRITTEN STATEMENTS OF DEFENDANT—cont.**

Only admissible in mufassal Court of Small Causes when required by Court

In certain small causes in Dekkhan not to be received without order of Court . . . Act XI of 1865, s. 18.

To be filed in suit for infringement of patent . . . Act XVII of 1879, s. 8.

Order on failure to present when called for, discretion of Court as to . . . Act XV of 1859, s. 34.

. . . Act X of 1877, s. 113.

appealable . . . Act XII of 1879, s. 1.

Defendant not entitled to deliver interrogatories till after filing . . . Act X of 1877, s. 588 (10).

Frame, signing and verification of . . . Act XII of 1879, s. 90.

Particulars of set-off to be given in . . . Act X of 1877, s. 121.

Sample forms of . . . Act X of 1877, s. 111.

When exempt from payment of court-fee . . . Act X of 1877, sch. IV, Nos. 107, 110.

Order for amendment or rejection of, for prolixity or irrelevancy— . . . Act VII of 1870, s. 19, iii.

power to make . . . Act X of 1877, s. 116.

when appealable . . . Act X of 1877, s. 588 (11.).

Act XII of 1879, s. 90.

*See RENT SUITS.***WRONGS.**

Forms of plaint in suits for compensation for . . . Act X of 1877, sch. IV, Nos. 71—93.

Suit for, limitation of time for . . . Act XV of 1877, s. 4, sch. II, No. 36.

Suit relating to, done to goods bailed . . . Act IX of 1872, ss. 180, 181.

Continuing. *See LIMITATION OF TIME, 2 (a).**See also COMPENSATION; DAMAGES; PERSONAL REPRESENTATIVE, 3.***WRONGFUL CONFINEMENT.**

Definition of . . . Act XLV of 1860, s. 340.

Punishment of . . . Act XLV of 1860, ss. 342—348.

Of person kidnapped or abducted . . . Act XLV of 1860, s. 368.

Assault or criminal force in attempt to commit . . . Act XLV of 1860, s. 357.

Fee leviable on complaint of . . . Act VII of 1870, s. 18.

**WRONGFUL DISPOSSESSION.**

Of immoveable property, settlement officer empowered to take cognizance of complaint of

Ben. Reg. VII of 1822, s. 14. (4) (5).

Person having, not reckoned trustee for purposes of limitation . . . Act XV of 1877, s. 3.

In cases of succession. *See SUCCESSION, 5.**See DISPUTED POSSESSION.***WRONGFUL RESTRAINT.**

Definition of . . . Act XLV of 1860, s. 339.

Punishment of . . . Act XLV of 1860, s. 341.

Triable summarily by Bench of 2nd or 3rd class . . . Act X of 1872, s. 225.

Fee leviable on complaint of . . . Act VII of 1870, s. 18.

**Y.****YAZAWAT GOUNG.** *See GOUNG.***YOUTHFUL OFFENDER.**Detention of, in reformatory school. *See REFORMATORY SCHOOLS.**See also JUVENILE OFFENDER.*





## Z.

**ZAMÍNDÁR.** *See* LANDHOLDER; LAND-OWNERS; PERMANENT SETTLEMENT.

**ZAMÍNDÁR (M.).**

Permanent proprietary right vested in . . . . . Mad. Reg. XXV of 1802, ss. 2, 3.  
transferable by, subject to certain restrictions  
Mad. Reg. XXV of 1802, ss. 8, 9.  
Mad. Reg. XXVI of 1802, s. 3.

*See also* LAND REVENUE; KARNAMS.

Bound to assist in arresting offenders, and to give information as to resort of robbers, &c.

Mad. Reg. XXVI of 1802, s. 15.

*See also* LANDLORD AND TENANT (M.).

**ZAMÍNDAR (Be.).**

*See* HAZÁRIBÁGH AND LOHARDAGA RURAL POLICE.

**ZAMÍNDÁRÍ (N.).**

Succession to, how governed . . . . . Ben. Reg. I of 1795, s. 3, (4).

**ZAMÍNDÁRÍ DÁK.**

Rules for management of, power to frame . . . . . Act XIV of 1866, s. 64.

*See* DISTRICT POST.

**ZAMÍNDÁRÍ DÁKS (Be.).**

Management of, vested in Magistrate of District . . . . . Ben. Act VIII of 1862, ss. 2, 4.

Funds for maintenance of, how assessed and levied . . . . . Ben. Act VIII of 1862, ss. 3—10.

Power to frame rules regarding management of . . . . . Ben. Act VIII of 1862, s. 11.

**ZANÁNÍ.**

Manner of executing warrant of arrest in . . . . . Act X of 1872, s. 181.  
of search in . . . . . Act X of 1872, s. 384.

Act IV of 1877, s. 164.

Procedure for attachment of property in . . . . . Act X of 1877, s. 271.

Bailiff not permitted to break open, in executing distress warrant . . . . . Act I of 1875, s. 9.

Distrain for land revenue in Madras Town, how effected in . . . . . Mad. Act II of 1864, s. 20.

Mad. Act VI of 1867, s. 13.

**ZAB-I-PESHGÍ LEASE.**

Suit for ejectment of tenant having, cognizable by Civil Court . . . . . Act X of 1859, s. 25.

Act XVIII of 1873, s. 40, *proy.*

**ZILA.** *See* DISTRICT.

**ZILA COURTS.**

Appointment of, to be District Courts . . . . . (M.) Act III of 1873, s. 8.

(Be., N.) Act VI of 1871, s. 12.

*See* DISTRICT COURTS.

**ZILA JUDGES.**

When eligible for High Courts . . . . . 24 & 25 Vic. c. 104, s. 2.







